

Notice of Decision by the Energy Resources Conservation and Development Commission of the State of California

To X California Natural Resources Agency
1416 9th Street, Room 1311
Sacramento, CA 95814

From: California Energy Commission
1516 9th Street
Sacramento, CA 95814

Subject: Filing of Notice of Decision in compliance with Public Resources Code Section 21080.5 and Title 20, California Code of Regulations, Section 1768

Project Name: Marsh Landing Generating Station

Energy Commission Docket Number: 08-AFC-3C

Energy Commission Contact Person: Chrisitne Stora **Phone #:** (916) 654-4745

Project Location: City of Antioch in Contra Costa County, California

Project Description: Marsh Landing Generating Station Project is currently under construction and will be a 760-megawatt natural gas fired power plant.

Modification Description: Petition to Amend submitted by GenOn Marsh Landing LLC, to modify the recipient of the mitigation funds and provide a broader range of mitigation activities required by Condition of Certification **BIO-8** from Friends of San Pablo Bay to the California Wildlife Foundation.

On November 14, 2012, the California Energy Commission approved the above-described project pursuant to a regulatory program certified by the California Secretary of Natural Resources under Section 21080.5 of the California Public Resources Code.

1. With mitigation, the project will not have a significant effect on the environment;
2. Mitigation measures were made conditions of approval of the project;
3. The project is in compliance with all laws, ordinances, regulations and standards (LORS); and
4. A statement of Overriding Considerations was not adopted for the project.

The Commission docket files containing the final Commission Decision and other information regarding the project are available to the public at: California Energy Commission, 1516 9th Street, Sacramento, California, 95814. This and other information regarding the project is also available on the Commission's web site located at <http://www.energy.ca.gov/sitingcases/marshlanding/compliance/index.html>


Signature

November 19, 2012
Date

Compliance Project Manager
Title

Dates received for filing

California Energy Commission Docket:

California Energy Commission DOCKETED 08-AFC-3C TN # C080116 11-21-2012
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Natural Resources Agency:

FILED NOV 20 2012

Resources Agency of California