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Memorandum

Date: May 1, 2014
Telephone: (916) 654-4640
Commissioner Andrew McAllister,

To:
Presiding Member
Commissioner Karen Douglas, Associate Member
Susan Cochran, Hearing Officer

From: **California Energy Commission -** Felicia Miller
1516 Ninth Street Siting Project Manager
Sacramento, CA 95814-5512

Subject: **HUNTINGTON BEACH ENERGY PROJECT (12-AFC-2)**
STAFF STATUS REPORT #13

This status report is being submitted as a response to the Committee Order dated 7/31/13, which directed the parties to submit status reports on the first of each month, commencing on 9/1/13. These monthly status reports are to provide the Committee with proceeding developments and the potential for any schedule delays.

Project Updates

Staff held a Preliminary Staff Assessment (PSA), Part B, workshop on 4/3/14 in Huntington Beach, CA, and discussed technical areas including Air Quality, Public Health, Alternatives, Biological Resources and staff's proposal for the project to use recycled water. Staff and the applicant agreed to approach concerns about construction-related noise on nearby wildlife from a construction-noise threshold level, which when exceeded would trigger a requirement for the applicant to consider and implement additional construction noise-reduction measures. The applicant also agreed to provide additional construction-related air quality modeling for PM₁₀ and PM_{2.5}. Since staff's last status report, staff has received the following filings from the applicant: comments on the PSA Part B on 4/7/14, workshop responses on 4/18/14, and air quality modeling for construction-related PM₁₀ and PM_{2.5} on 4/22/14. Staff spent considerable time on their proposal for the HBEP to use recycled water, and has determined that a route for the recycled water pipeline is not a feasible alternative at this time.

The South Coast Air Quality Management District (SCAQMD) issued a revised Preliminary Determination of Compliance (PDOC) on April 1, 2014. As noted in the Amended Third Revised Committee Scheduling Order, at the April 8, 2014 Committee Conference, SCAQMD Deputy Executive Director Mohsen Nazemi stated that a Final Determination of Compliance (FDOC) could be issued in late May/early June, unless a public hearing is requested, which would then delay the FDOC.

The Huntington Beach City Council passed a resolution on April 7, 2014, which was docketed on 4/16/14 and stated that the stacks for the project would exceed the 50-foot height limit required in the zoning district in which the project is located, but that the project exceeding height-limitations would not be detrimental to the public and would be consistent with the General Plan. The resolution also contained an architectural enhancement plan for the project which, with its approval of the resolution, the City Council recommended the Energy Commission include in its final decision.

Staff is finalizing their Final Staff Assessment (FSA) sections and staging for publication of a FSA on 5/30/14.