

DOCKETED

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March 1, 2016

VIA ELECTRONIC DOCKETING

The Honorable Andrew McAllister, Presiding Member
The Honorable Karen Douglas, Associate Member
California Energy Commission
1516 Ninth Street
Sacramento, CA 95814

Hearing Adviser Susan Cochran
California Energy Commission
1516 Ninth Street
Sacramento, CA 95814

**Re: Huntington Beach Energy Project (12-AFC-02C)
Project Owner's Status Report #2**

Dear Commissioners and Hearing Adviser Cochran:

Project Owner AES Southland Development, LLC ("Project Owner" or "AES") submits this Status Report for the Huntington Beach Energy Project ("HBEP") Petition to Amend ("PTA") proceeding pursuant to the Committee's January 15, 2016 Scheduling Order. Since filing the February 1, 2016 Status Report, Project Owner docketed responses to Staff's Data Requests A75-A77 (TN# 210300) and a response to the City's comments on the PTA (TN # 210262.) As of the date of this report, Project Owner is not aware of any other outstanding data requests from Staff.

On February 18, 2016, Project Owner's consultants Jerry Salamy and Elyse Engel of CH2M Hill spoke with CEC Staff (Matt Layton, Wenjun Qian, John Heiser, and Nancy Fletcher) to discuss the HBEP cumulative impact assessment. CH2M Hill has been diligent in their attempts to collect the relevant data from the South Coast Air Quality Management District ("SCAQMD"). Project Owner proposed to provide a cumulative impact assessment for incorporation into the PSA/FSA and suggested use of the cumulative impact sources prepared previously for HBEP. If any new data are received prior to the FSA, Project Owner offered to update the cumulative impact assessment. CEC Staff agreed with Project Owner's proposed approach. To that end, Project Owner will be preparing a response to the applicable data requests to submit these emission inventories for CEC staff approval. Project Owner anticipates submitting the information during the first week of March.

In addition to the foregoing, Project Owner has submitted a design review application to the City of Huntington Beach regarding proposed architectural treatment for the Amended HBEP. City Staff are prepared to present the proposed architectural treatment with the City's Design Review



The Honorable Andrew McAllister, Presiding Member
The Honorable Karen Douglas, Associate Member
Hearing Adviser Susan Cochran
March 1, 2016
Page 2

Board at the City's March 10, 2016 Design Review Board meeting. City Staff are also tentatively scheduled to present the visual simulations to a City Council study session on April 18, 2016.

As discussed during the February 16 Status Conference, below Project Owner proposes verification language for the two Conditions of Certification proposed in Project Owner's response to the City's comments (TN # 210262). When reviewing the Conditions proposed in TN# 210262, Project Owner determined that there were some references that require additional description and detail. The additional revisions, as well as the new proposed Verification language, is noted in **bold underline** below and deletions from what was proposed in TN# 210262 are reflected in ~~strikethrough~~ in the text below. Note that Project Owner is also discussing the timing proposed herein with the City and reserves to the right to propose different timing and/or additional changes to the proposed Conditions based on those discussions.

HBEP Construction Worker Parking/Construction Laydown Access:

The Project Owner will provide the engineering plan/drawings for the design and reconfiguration of the Magnolia/Banning intersection (signal and street striping/signage), including the grading **and civil engineering to construct a two-lane entrance road into** ~~of the existing earthen berm~~ at the Plains **former oil storage** site to the CPM for review and approval, and to the City of Huntington Beach Public Works Department for review and approval. **Project Owner will provide the engineering plan/drawings for the design and configuration of entrances and a pedestrian crosswalk for the Newland Street construction parking area to the CPM for review and approval, and to the City of Huntington Beach Public Works Department for review and approval.**

Verification: At least 30 days prior to construction, Project Owner will provide the engineering plan/drawings for the design and reconfiguration of the Magnolia/Banning intersection and entrance road into the Plains site, and the design and configuration of entrances and a pedestrian crosswalk for the Newland Street construction parking area to the City of Huntington Beach Public Works Department and to the CPM for review and approval.



The Honorable Andrew McAllister, Presiding Member
The Honorable Karen Douglas, Associate Member
Hearing Adviser Susan Cochran
March 1, 2016
Page 3

Replacement of Street Parking Due to Reconfiguration of Magnolia/Banning Intersection: If existing street parking on Magnolia Street is reduced as a result of the Project's reconfiguration of the Magnolia/Banning intersection and the construction of the new entrance to the Plains site, the Project Owner shall replace the loss of street parking on a one-for-one basis within "walking distance" of the displaced parking spaces as required by Section 231.28 of the City of Huntington Beach Zoning Code. Replacement parking shall be assured before removal of any existing parking to ensure no reduction in available parking spaces.

Verification: At least 10 days prior to reduction of existing street parking, Project Owner shall identify replacement parking and receive approval of the same from the City and CPM.

Project Owner looks forward to Staff's publication of the PSA within three weeks of SCAQMD's issuance of the PDOC, as agreed to by CEC Staff Project Manager John Heiser during the February 16 Status Conference.

Respectfully submitted,

Melissa A. Foster

MAF:jmw