

DOCKETED

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Project Title:	Sutter Power Plant Application for Certification
TN #:	224785
Document Title:	Order Approving Petition to Amend the Facility License
Description:	N/A
Filer:	Cody Goldthrite
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STATE OF CALIFORNIA

STATE ENERGY RESOURCES
CONSERVATION AND DEVELOPMENT COMMISSION

IN THE MATTER OF:

Docket No. 97-AFC-02C

SUTTER ENERGY CENTER

**ORDER APPROVING PETITION
TO AMEND THE FACILITY LICENSE**

On July 17, 2018, CCFC Sutter Energy, LLC (Petitioner), filed a petition to amend (petition) the California Energy Commission's Final Decision for the Sutter Energy Center (SEC) (97-AFC-02). The petition seeks to modify the existing Air Quality Condition of Certification AQ-32. Currently, the SEC facility cannot conduct Combined-Cycle Gas Turbine Generator (CTG) startups which exceed 400 hours per year per CTG and 102 hours per quarter per CTG or shutdowns which exceed 300 hours per year per CTG and 76 hours per quarter per CTG. This petition seeks to enhance operational flexibility by providing cumulative annual and quarterly limits to startup and shutdown operations, rather than caps that apply individually to each of the SEC's two CTGs. This proposed amendment would be consistent with changes made by Feather River Air Quality Management District to the SEC's Title V operating permit.

STAFF RECOMMENDATION

Commission staff reviewed the petition and confirmed that it complies with the requirements of California Code of Regulations, title 20, section 1769(a) and that the proposed amendment would not result in significant environmental impacts. The SEC would remain in compliance with all applicable laws, ordinances, regulations, and standards. Staff filed its analysis in the docket for this proceeding (97-AFC-02C) on September 7, 2018. Based on these conclusions, staff recommends approval of the petition to amend.

ENERGY COMMISSION FINDINGS

Based on staff's analysis, the Energy Commission finds:

- The petition meets all filing criteria of California Code of Regulations, title 20, section 1769(a) concerning post-certification project modifications;
- The modification will not result in any significant environmental impact;
- The modification will not change the findings in the Commission's Final Decision pursuant to California Code of Regulations, title 20, section 1748;
- The project will remain in compliance with all applicable laws, ordinances, regulations, and standards, subject to the provisions of Public Resources Code section 25525;
- The proposed modification would be beneficial to the project owner and public because it would allow SEC to operate with greater flexibility to meet California ISO's grid needs; and
- The change is based on information that was not known and could not have been known with the exercise of reasonable diligence prior to the Commission's Final Decision because the modification to SEC's Title V operating permit was issued after the Final Decision.

CONCLUSION AND ORDER

The California Energy Commission hereby approves the petition to amend and adopts the changes to Air Quality Condition of Certification AQ-32 as set forth in the staff analysis.

IT IS SO ORDERED.

CERTIFICATION

The undersigned Secretariat to the Commission does hereby certify that the foregoing is a full, true, and correct copy of an Order duly and regularly adopted at a meeting of the California Energy Commission held on September 21, 2018.

AYE: Weisenmiller, Douglas, McAllister, Hochschild

NAY: None

ABSENT: Scott

ABSTAIN: None

Original Signed by:

Cody Goldthrite
Secretariat