

DOCKETED

Docket Number:	84-AFC-04C
Project Title:	Compliance - Application for Certification for the Gilroy Foods Cogeneration Project
TN #:	226286
Document Title:	Gilroy Cogeneration Project - Notice of Decision
Description:	Gilroy Cogeneration Project - Notice of Decision for PTA approved at 12/10/2018 Business Meeting.
Filer:	Mary Dyas
Organization:	California Energy Commission
Submitter Role:	Commission Staff
Submission Date:	1/9/2019 12:15:52 PM
Docketed Date:	1/9/2019

NOTICE OF DECISION BY THE CALIFORNIA ENERGY COMMISSION

To: Office of Planning and Research
1400 Tenth Street
Sacramento, CA 95812-3044

Clearinghouse No: _____

California Natural Resources Agency
1416 9th Street, Room 1311
Sacramento, CA 95414

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: Gilroy Cogeneration Project

Docket Number: 84-AFC-4C

Contact Person: Mary Dyas

Phone #: (916) 651-8891

Project Location: Gilroy, Santa Clara County.

Project Description: The 115-megawatt Gilroy Cogeneration Project was certified by the Energy Commission in 1985 and began commercial operation in 1988. The project originally provided steam to the Gilroy Foods plant for food processing and dehydration.

Modification Description: The modifications include removing Integrated Assessment of Need Condition of Certification 3 as it is no longer consistent with LORS due to amendments to the Warren-Alquist Act that removed the requirement that the Energy Commission conduct an Integrated Assessment of Need prior to certifying a facility.

On December 10, 2018, the California Energy Commission approved the above-described project change pursuant to a regulatory program certified by the California Secretary for Natural Resources under section 21080.5 of the California Public Resources Code, finding that:

- The petition meets all the filing criteria of Title 20, section 1769 (a), of the California Code of Regulations, concerning post-certification project modifications;
- The removal of Integrated Assessment of Need Condition of Certification 3 will not change the findings in the Energy Commission's Final Decision, pursuant to Title 20, section 1748, of the California Code of Regulations;
- 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 modification will be beneficial because there would be a decrease in the amount of groundwater used; and
- There has been a substantial change in circumstances since the Energy Commission certification, justifying the proposed change, in that amendments to the Warren-Alquist Act have removed the requirement that the Energy Commission conduct an Integrated Assessment of Need prior to certifying a facility.

The Commission docket files containing the Final Commission Decision, the staff analysis, and other information regarding the project are open to the public at: California Energy Commission, 1516 9th Street, Sacramento, California, 95814. This information is also available on the Energy Commission's webpage <https://efiling.energy.ca.gov/Lists/DocketLog.aspx?docketnumber=84-AFC-04C>


Signature

1/9/2019
Date

Project Manager
Title

Date received for filing:

OPR.
FILED
JAN 09 2019

CNRA:

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