

<b>DOCKETED</b>	
<b>Docket Number:</b>	01-AFC-25C
<b>Project Title:</b>	Malburg Generating Station-Compliance
<b>TN #:</b>	226508
<b>Document Title:</b>	Notice of Receipt Petition to Amend the California Energy Commission Decision
<b>Description:</b>	Petition to Amend (PTA) the California Energy Commission Decision for the Malburg Generating Station (MGS). The PTA requests modification of the site boundary to reflect that Bicent does not control certain portions within the current site boundary and ancillary facilities, which are still owned and operated by the City of Vernon.
<b>Filer:</b>	Anwar Ali
<b>Organization:</b>	California Energy Commission
<b>Submitter Role:</b>	Commission Staff
<b>Submission Date:</b>	2/12/2019 3:55:14 PM
<b>Docketed Date:</b>	2/12/2019

**CALIFORNIA ENERGY COMMISSION**

1516 NINTH STREET  
SACRAMENTO, CA 95814-5512  
www.energy.ca.gov



**NOTICE OF RECEIPT**  
**PETITION TO AMEND THE CALIFORNIA ENERGY COMMISSION DECISION FOR**  
**THE**  
**MALBURG GENERATING STATION (01-AFC-25C)**

On February 4, 2019, DayZen LLC, on behalf of the Bicent (California) Malburg, LLC (Bicent), filed a petition to amend (PTA) the California Energy Commission (Energy Commission) Decision for the Malburg Generating Station (MGS). The MGS is a 134-megawatt facility that was certified by the Energy Commission on May 23, 2003, and began commercial operation in October 2005. The facility is located in the City of Vernon, Los Angeles County, California.

**DESCRIPTION OF PROPOSED MODIFICATION**

The MGS was owned by the City of Vernon when it was approved by the Energy Commission in 2003. The MGS was an Energy Commission-jurisdictional facility located entirely on the City of Vernon's property and adjacent to non-jurisdictional facilities, which were owned and operated by the City of Vernon. On April 10, 2008, Bicent acquired the MGS and filed a petition for change of ownership, which was approved by the Energy Commission in May 2008. This Energy Commission approval of the transfer of ownership did not include any specific delineation of the site boundary. Furthermore, it did not distinguish the facilities to remain in control and operation by the City of Vernon and those to be transferred to Bicent.

The current PTA requests modification of the site boundary to reflect that Bicent does not control certain portions within the current site boundary and ancillary facilities, which are still owned and operated by the City of Vernon. These areas include the natural gas pipeline, the landscaping area outside the boundary of the MGS, and Station A, a designated historical resource. Based on the proposed site delineation, the PTA also requests deletion of conditions of certification **HAZ-6**, **HAZ-7**, **VIS-2**, **VIS-3**, and **CUL-8**.

**ENERGY COMMISSION AMENDMENT REVIEW PROCEDURES**

The Energy Commission's webpage for this facility, <https://www.energy.ca.gov/sitingcases/vernon/index.html>, has a link to the PTA (TN 226450) accessible through the webpage in the box labeled "Compliance Proceeding". Click on the "Documents for this Proceeding (Docket Log)" option.

Energy Commission staff is currently reviewing the petition. The purpose of the Energy Commission's review process is to assess the impacts of this proposal on environmental quality and on public health and safety. The review process includes an evaluation of the consistency of the proposed changes with the Energy Commission's Decision and a determination on whether the facility, as modified, would remain in compliance with applicable laws, ordinances, regulations and standards (20 Cal. Code

of Regs., § 1769). After staff has completed its independent review and analysis of this petition to amend, it will publish its assessment for public review and comment.

This Notice of Receipt has been mailed to the Commission's facility mail list of interested parties and property owners adjacent to the facility site. It has also been e-mailed to the Siting listserv. The listserv is an automated Energy Commission e-mail system by which information about this facility is e-mailed to parties who have subscribed. To subscribe, go to the Commission's webpage for this facility, cited above, scroll down the right side of the project's webpage to the box labeled "Subscribe," and provide the requested contact information.

Any person may comment on the petition. To use the Energy Commission's electronic commenting feature, go to the Energy Commission's webpage for this facility, cited above, click on the "Submit e-Comment" link, and follow the instructions in the on-line form. Be sure to include the facility name in your comments. Once submitted, the Energy Commission Dockets Unit will review and approve your comments, and send you an e-mail with a link to them.

Written comments may also be mailed or hand-delivered to:

California Energy Commission  
Dockets Unit, MS-4  
Docket No. **01-AFC-25C**  
1516 Ninth Street  
Sacramento, CA 95814-5512

All comments and materials filed with and approved by the Dockets Unit will be added to the facility Docket Log and become publicly accessible on the Energy Commission's webpage for the facility.

If you have questions about this notice, please contact Anwar Ali, Compliance Project Manager, at (916) 654-5020, or by fax to (916) 654-3882, or via e-mail at [anwar.ali@energy.ca.gov](mailto:anwar.ali@energy.ca.gov).

For more information on participating in the Energy Commission's review of this petition to amend, call Alana Mathews, Public Adviser, at (916) 654-4489 or (800) 822-6228 (toll-free in California) or send your e-mail to [publicadviser@energy.ca.gov](mailto:publicadviser@energy.ca.gov).

News media inquiries should be directed to the Energy Commission Media Office at (916) 654-4989, or by e-mail to [mediaoffice@energy.ca.gov](mailto:mediaoffice@energy.ca.gov).

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