

# NOTICE OF DECISION BY THE CALIFORNIA ENERGY COMMISSION

**To:** California Resources Agency  
1416 9<sup>th</sup> Street, Room 1311  
Sacramento, CA 95814

**From:** California Energy Commission  
1516 9<sup>th</sup> Street, MS-2000  
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

**Energy Commission Docket Number:** 01-AFC-7C

**Energy Commission Contact Person:** Bruce Boyer

**Phone #:** (916) 653-7181

**Project Name:** Russell City Energy Center

**Project Location:** Hayward, in Alameda County, California

**Project Description:** Russell City Energy Center is currently under construction and will be a 600-megawatt, combined-cycle power plant.

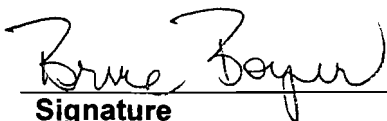
**Modification Description:** Petition submitted by Russell City Energy Company, LLC, requesting to amend several of the project's Conditions of Certification (COC) contained in the October 2007 California Energy Commission (Energy Commission) Final Decision. The petition requested modifications to Air Quality Conditions of Certification to clarify certain terms concerning monitoring, test methods, and timing for initial source testing, and to conform to the conditions in the draft Authority to Construct (ATC) air permit issued by the Bay Area Air Quality Management District (BAAQMD); a change to COC **VIS-2** to allow onsite planting after the start of commercial operation; the deletion of COC **VIS-9** (trailside improvements), because the condition is not feasible and is no longer necessary; modify COC **AQ-SC12** for purposes of consistency with other provisions relating to particulate matter found in **AQ-23** and for consistency with the conditions in the draft ATC and Prevention of Significant Deterioration (PSD) air permits issued by the BAAQMD; and modify COC **HAZ-5** to change the spacing requirements around the sulfuric acid tank.

On May 8, 2013, the California Energy Commission approved the above-described project change, pursuant to a regulatory program certified by the California Secretary of Resources under Section 21080.5 of the California Public Resources Code, finding that:

1. The project will not have a significant effect on the environment;
2. Mitigation measures were made a condition of approval of the project; and
3. A statement of Overriding Considerations was not adopted for the project.

The Commission's docket files containing the final Energy Commission Decision and other information regarding the project are available to the public at the California Energy Commission, 1516 9th Street, Sacramento, California, 95814. The Final Decision and other information regarding the project are also available on the Energy Commission's web site at:

[http://www.energy.ca.gov/sitingcases/russellcity\\_amendment/](http://www.energy.ca.gov/sitingcases/russellcity_amendment/).

  
Signature

June 27, 2013  
Date

Compliance Project Manager  
Title

Date received for filing:

Resources:  
**FILED**

JUN 27 2013

Resources Agency of California

CEC Dockets:

California Energy Commission

**DOCKETED**  
**01-AFC-7C**

TN 71453

JUN. 27 2013