

DOCKETED

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Project Title:	Carlsbad Energy Center - Compliance
TN #:	231798
Document Title:	California Energy Commission Response to Ms Kerry Siekmann's Inquiry
Description:	The letter responds to Ms. Siekmann's December 12, 2019 inquiry regarding the City of Carlsbad's approval of a 9-month extension of Encina Power Station demolition deadline.
Filer:	Anwar Ali
Organization:	California Energy Commission
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January 29, 2020

Ms. Kerry Siekmann
Terramar Community Association
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**CARLSBAD ENERGY CENTER PROJECT (07-AFC-06C) - CITY OF
CARLSBAD'S APPROVAL OF NINE MONTHS EXTENSION OF DEMOLITION
DEADLINE FOR ENCINA POWER STATION**

Dear Ms. Siekmann:

Thank you for your inquiry dated December 12, 2019, regarding whether the California Energy Commission (CEC) should have jurisdiction to approve the 9-month extension for the Encina Power Station (EPS) demolition deadline that was approved by the City of Carlsbad.

Staff has reviewed the Amended Carlsbad Energy Center Project (ACECP) Commission Decision (please see TN # 205625 in the ACECP docket) for information pertaining to the demolition of EPS. The Commission Decision indicated that the petitioner (Carlsbad Energy Center, LLC) will have no greater than three years, following the commercial operation of the ACECP, to shutdown, decommission, and demolish EPS facilities (page 2-2) and that EPS demolition (Phase IV of ACECP construction) would occur between the first quarter of 2019 and the fourth quarter of 2020 (page 2-8).

The Condition of Certification **AQ-SC12** in the Commission Decision for ACECP prohibited the project owner from allowing any overlap between the phases of construction and demolition. The construction of ACECP was completed in December 2018, whereas the EPS demolition phase commenced in December 2019 under the oversight of the CEC delegate Chief Building Official (DCBO). Therefore, there has been no concurrent activities or overlap of ACECP construction and EPS demolition phases.

On January 8, 2020, NRG Energy, Inc. (Cabrillo Power I LLC/Carlsbad Energy Center, LLC), submitted a letter to the CEC providing an update on the Phase III

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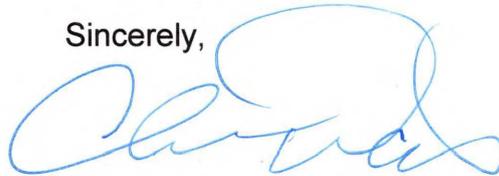
and IV of ACECP construction (TN# 231615). The letter explained in detail the reasons for delay in start of construction and end of demolition. The letter also provided the reasons behind seeking the City of Carlsbad's approval to grant a not-to-exceed 9-month extension in the EPS demolition deadline.

The Commission Decision stipulated a general schedule for the ACECP construction and EPS demolition; however, none of the conditions of certification dictate specific dates for the start or completion of the EPS demolition.

NRG Energy Inc. has satisfied all the required compliance submittals for the start of the demolition of EPS. The CEC staff is working diligently with the DCBO and NRG Energy, Inc. to ensure that the EPS demolition activities are accomplished in accordance with the CEC conditions of certification, and laws, ordinances, regulations, and standards (LORS) thereby avoiding any significant environmental impacts.

If you have any questions or concerns, 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

Sincerely,



Chris Davis
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Siting, Transmission, and Environmental
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