

DOCKETED

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Memorandum

Date: December 1, 2016
Telephone: (916) 653-8236
File: 12-AFC-02C

To: Commissioner Andrew McAllister, Presiding Member
Commissioner Karen Douglas, Associate Member
Hearing Officer Susan Cochran

From: California Energy Commission - John Heiser,
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Subject: HUNTINGTON BEACH ENERGY PROJECT (12-AFC-02C),
PETITION TO AMEND, STATUS REPORT #10

The following is a summary of staff activities related to the Huntington Beach Energy Project (HBEP-PTA) since Status Report #9, docketed on September 30, 2016.

Procedural Activities:

On October 17, 2016, the Final Staff Assessment (FSA) Part 1 was docketed. (TN#: 214025). Part 1 did not include the Air Quality and Public Health Sections because the South Coast Air Quality Management District Final Determination of Compliance (FDOC) had not been published yet.

On November 18, 2016, the FDOC was published (TN# 214533).

On November 14, 2016, a Prehearing Conference for FSA Part 1 was held at the California Energy Commission. Jane James, Community Development Director for the city of Huntington Beach raised several concerns regarding some of the analysis contained in the FSA Part 1. These concerns were related to the intersection modifications and timing of certain conditions of certification. Ms. James also commented on the All American Tank Farm permit and the actions requested in the HBEP Petition to Amend as well as construction worker parking. The city of Huntington Beach has not filed FSA Part 1 comments as of this writing.

On November 22, AES filed a Proposed Schedule (TN# 214550). On that same day, the Energy Commission Hearing Office docketed (TN# 214549) a memorandum entitled "Cancellation of November 30, 2016 Evidentiary Hearing." On November 23, AES filed a Revised Proposed Schedule (TN# 214555), requesting that the November 30 Hearing date be reinstated or that, at the very least, the evidentiary hearings take place no later than December 19. Staff sent an e-mail to the parties communicating its agreement with much of the proposed schedule (TN# 214565), and urged the Committee to hold Part 1 of the evidentiary proceeding as originally scheduled on November 30, or before December 16.

On December 1, 2016, AES filed "Project Owner's Motion to Advance the Evidentiary Hearing" to December 21, 2016 (TN # 21604). Staff concurs with the proposed date change.

On November 29, 2016, the Energy Commission Hearing Office docketed a "Notice of Cancellation of the November 30, 2016 Evidentiary Hearing for FSA Part 1, and Orders after Prehearing Conference" (TN# 214581). The revised scheduling Orders indicate the FSA Part 2 is to be published by December 16, 2016. The revised scheduling order indicated a Prehearing Conference and Evidentiary Hearing for FSA Part 1 and 2 to be held on January 9, 2017. Staff notes that the time and location of the Prehearing Conference and Evidentiary Hearing was not specified.

Coordination with Agencies:

Staff continues coordinating with the city of Huntington Beach regarding the comments on FSA Part 1.