

## DOCKETED

<b>Docket Number:</b>	00-AFC-01C
<b>Project Title:</b>	Contra Costa Power Plant Project Compliance
<b>TN #:</b>	215101
<b>Document Title:</b>	RESPONSE TO COMMENTS ON THE NOTICE OF DETERMINATION FOR THE STORM WATER SYSTEM INSTALLATION
<b>Description:</b>	Energy Commissions's Response to Comments on the Traffic and Transportation section of the Notice of Determination
<b>Filer:</b>	Anwar Ali
<b>Organization:</b>	California Energy Commission
<b>Submitter Role:</b>	Commission Staff
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**CALIFORNIA ENERGY COMMISSION**

1516 NINTH STREET  
SACRAMENTO, CA 95814-5512  
[www.energy.ca.gov](http://www.energy.ca.gov)



**DATE:** December 21, 2016

**TO:** Interested Parties

**FROM:** Anwar Ali, Compliance Project Manager

**SUBJECT: GATEWAY GENERATING STATION (00-AFC-01C)  
NOTICE OF DETERMINATION- RESPONSE TO COMMENTS**

**BACKGROUND**

On August 26, 2016, Pacific Gas and Electric Company (PG&E) filed a petition to amend (TN 212974 ) with the California Energy Commission (Energy Commission) requesting to modify the Gateway Generating Station (GGS). The facility is located in the city of Antioch, Contra Costa County, California. The 530-megawatt combined-cycle facility was certified by the Energy Commission on May 29, 2001, and began commercial operation on January 4, 2009.

The PG&E petition requested the Energy Commission to approve installation of a storm water treatment system at GGS in order to comply with the National Pollutant Discharge Elimination System Industrial General Permit.

On October 28, 2016, the Energy Commission staff (staff) published the Notice of Determination (NOD) (TN 214245) on the Energy Commission's webpage for this facility and mailed it to the Energy Commission's list of interested parties and property owners adjacent to the facility site. The NOD has also been e-mailed to the facility listserv, an automated Energy Commission e-mail system, to parties who have subscribed to the system.

The 14-day public period on the NOD, as set forth in section 1769(a)(2) of the Energy Commission regulations, was established to end on November 14, 2016. Staff has reviewed the comments received during this review period, and is providing the following responses:

**COMMENT:**

On November 7, 2016, Mrs. Eisenmann , a member of the public residing the city Antioch close to the GGS, commented on the Notice of Determination (NOD) for the installation of a storm water system. She told the Compliance Project Manager (CPM) that Traffic and Transportation analysis in the NOD did not specify the routes approved for the construction of the storm water system and raised concerns that the project owner might use Viera Avenue during the construction of the proposed project modification. She indicated that her concerns stem from her past experience with the construction of the original project when she had encountered near-misses with trucks using Viera Avenue due to poor visibility, when backing out from her residence driveway, as well as the speed of the oncoming traffic on Viera Ave. Mrs. Eisenmann reiterated the same comments during a conference call held by the Energy Commission on November 17, 2016.

**RESPONSE:**

For construction activities associated with the installation of the storm water system, Gateway Generating Station will use the routes identified in the Traffic Control Plan (TCP) for the original project approved in July 2001.

While the TCP indicates that Wilbur Avenue is the major access route, it does not prohibit the use of Viera Avenue as an alternative access route.

Since the construction of the storm water treatment system would require only six delivery truckloads over a one-week construction period, staff has determined that impacts to traffic and transportation system, including traffic on Viera Avenue, would be less than significant.

**COMMENT:**

On November 7, 2016, Mrs. Eisenmann complained about the construction activities currently performed by PG&E in close proximity (within 50 feet) to her current residence located at the northeast corner of East 18th Street and Viera Ave. Upon request, Mrs. Eisenmann provided additional information on the ongoing construction activities on November 11, 2016. The information received from Mrs. Eisenmann included a photograph and a letter from PG&E informing the residents of PG&E's plans for the installation of natural gas pipelines in the area. Additionally, in a letter dated November 20, 2016 addressed to the CPM, Mrs. Eisenmann provided copies of the letters she has sent to various agencies and a list of contacts, and dates of communications.

**RESPONSE:**

Upon review of the information submitted by Mrs. Eisenmann, staff has determined that these activities are not related to the construction of the proposed project modification at Gateway Generating Station as these construction activities are clearly associated with the construction of natural gas pipelines not under the jurisdiction of the Energy Commission.

On December 9, 2016, the CPM called Mrs. Eisenmann and provided her the California Public Utility Commission's (CPUC) safety and complaints hotline phone number. Additionally, on December 12, 2016, the CPM placed a call to CPUC, on behalf of Mrs. Eisenmann, and left a voice mail.

On December 15, 2016, Mr. Sunil Shori, of the CPUC, called staff to inquire about the issue and provided a phone number (415-703-2407) and an email address and asked staff to share them with Mrs. Eisenmann. Mr. Shori indicated that he is willing to talk to complainant and address her concerns.

**COMMENT:**

During the November 17, 2016 conference call, Mrs. Eisenmann made additional comments and indicated that the trucks currently using Viera Avenue exceed the weight limits specified for the road. She further mentioned that the exceedance of the weight limits had contributed to the deterioration of the street pavement as evidenced by the presence of localized depressions on the street.

**RESPONSE:**

There are other non-Energy Commission projects being constructed in the area. The construction of the proposed project modification has not yet been approved by the Energy Commission; therefore, the trucks currently using Viera Avenue are not related to the construction of the proposed project modification.