

## DOCKETED

<b>Docket Number:</b>	15-AFC-02
<b>Project Title:</b>	Mission Rock Energy Center
<b>TN #:</b>	215738
<b>Document Title:</b>	Energy Commission Staff Status Report #6
<b>Description:</b>	Staff Status Report #6 regarding recent data requests and data responses, and acknowledgement of new Discovery closure and PSA publication dates per Committee's recent Revised Scheduling Order
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<b>Organization:</b>	California Energy Commission
<b>Submitter Role:</b>	Commission Staff
<b>Submission Date:</b>	2/1/2017 3:34:49 PM
<b>Docketed Date:</b>	2/1/2017

# Memorandum

**Date:** February 1, 2017  
**Telephone:** (916) 654-4894

**To:** Karen Douglas, Commissioner and Presiding Member  
Janea A. Scott, Commissioner and Associate Member  
Susan Cochran, Hearing Officer

**From:** California Energy Commission – Mike Monasmith  
1516 Ninth Street Project Manager  
Sacramento, CA 95814-5512

**Subject:** MISSION ROCK ENERGY CENTER (15-AFC-02) STATUS REPORT #6

Staff submits the following status report #6 for the Mission Rock Energy Center (Mission Rock) consistent with the January 31, 2017 Revised Scheduling Order.

## **ACTIVITIES AND FILINGS COMPRISING DISCOVERY THUS FAR**

Staff filed Data Requests Set 2A on December 30, 2016 in the areas of Noise and Vibration, Project Description, and Soil and Water Resources. Of those data requests, on January 17, 2016 the Applicant objected to Soil and Water Resources No. 144 and No. 146 – topographical site map requests for the location of preliminary, site specific Best Management Practices (BMP's) to be utilized due to storm-water and soil erosion during:

- 1) the five month period when the base of the Mission Rock footprint foundation is raised by as much as 10 feet for purposes of avoiding the 100 year flood, and
- 2) the approximate 23-month construction/commissioning period for the power plant itself.

The applicant initially contended that preliminary, site specific BMP information sought by staff equated to detailed engineering specifics which they wanted to provide at a later date once final engineering design had been completed. However, in follow-up communication about these data requests, Applicant confirmed that it was willing to provide information valuable to staff in determining project impacts via BMP measures. These measures would preclude sediment transport and erosion during the two critical phases of construction prior to the commercial operation of the power plant. Some specifics on these measures were provided in Data Responses, Set 2A received on January 30, 2017. However, Soil and Water Staff is still planning to ask an additional question in upcoming Data Requests Set 3, to be released no later than February 7, 2017. Set 3 data requests will also include questions in the area of Cultural Resources.

The other remaining set of outstanding data responses is also in the area of Cultural Resources (responses to Data Request No. 115), and is due back to Commission staff on or before February 9, 2017).

In general, staff was content with the Set 2A data responses, and will incorporate the provided information into the forthcoming Preliminary Staff Assessment.

#### **DISCOVERY EXTENSION / PSA DUE DATE**

As was indicated in the January 31, 2017 Revised Scheduling Order, staff will conclude its discovery work by February 23, 2017; as indicated above, our last set of data requests will be published by February 7, 2017. We appreciate the additional time to gather required information for inclusion in the Preliminary Staff Assessment.

The close of discovery on February 23, 2017 should allow the applicant and other parties the ability to complete and submit outstanding data, information, and reports. This includes the PDOC from the Ventura County APCD. While staff has still not received a definitive release date on the PDOC, we remain hopeful that we will receive the document by late February 2017. Staff continues to keep in weekly contact with Ventura County APCD, and will continue to keep the Committee apprised of any new information in regard to the PDOC's release. Staff is also awaiting the Phase I study from California ISO, originally anticipated to arrive by mid-January 2017. All indications lead staff to anticipate receipt of the Phase I study no later than mid-February 2017.

Staff, appreciates the Committee providing a PSA publication date of PDOC + 45 days to allow sufficient time to write and allow thorough management review of its Preliminary Staff Assessment.