

DOCKETED

Docket Number:	86-AFC-01C
Project Title:	Compliance - Application for Certification for the (ACE) Argus Cogeneration Expansion AFC
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Document Title:	Order Approving Petition to Amend the Facility License
Description:	Order No: 17-1108-1a
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STATE OF CALIFORNIA

**STATE ENERGY RESOURCES
CONSERVATION AND DEVELOPMENT COMMISSION**

IN THE MATTER OF:

**ARGUS COGENERATION
EXPANSION PROJECT**

Docket No. 86-AFC-01C

**ORDER APPROVING
PETITION TO AMEND
THE FACILITY LICENSE**

The Argus Cogeneration Expansion Project (ACE) ceased operations in October of 2014 and is subject to a decommissioning plan, approved by the Commission in 2015.

On June 6, 2017, the ACE Cogeneration Company, the facility owner, filed a petition with the Commission requesting to modify Conditions of Certification Soil Resources 8-4 D and Visual Resources 3-8 to allow a portion of ash landfill Cell #5 to remain open; separate the ash landfill from the rest of the AEC facility; and terminate the Commission's jurisdiction over the ash landfill.

When ACE ceased operations, all ash remaining at the boiler was disposed in the landfill and ash disposal operations terminated. Therefore, the ash landfill is no longer required and could potentially be used for other industrial development.

On August 9, 2017, ACE Cogeneration Company requested that the Commission include in its review of the ash landfill separation petition, continued use of an on-site diesel generator to provide primary power to the facility. Approving the use of the on-site generator will allow the project owner to continue rotating the turbine- generator shaft. This would prevent damage to the shaft and increase the potential that it and other equipment from the ACE project can be sold and reused.

STAFF RECOMMENDATION

Commission staff reviewed the petition, finds that it complies with the requirements of Title 20, section 1769(a) of the California Code of Regulations and that the proposed modifications would not result in additional unmitigated, significant environmental impacts. The facility would remain non-operational and in compliance with all applicable laws, ordinances, regulations and standards. Therefore, staff recommends approval of the petition to amend the existing license.

ENERGY COMMISSION FINDINGS

Based on the record, including staff's analysis, the Commission concludes that the proposed modifications will not result in any significant impacts to public health and safety, or to the environment. The Commission finds that:

- The petition meets all the filing criteria of Title 20, section 1769 (a), of the California Code of Regulations, concerning post-certification project modifications;
- The modifications will not change the findings in the Commission's Final Decision, pursuant to Title 20, section 1748, of the California Code of Regulations;
- The project will remain in compliance with all applicable laws, ordinances, regulations, and standards, subject to the provisions of Public Resources Code, section 25525;
- The modifications will not change the findings of the 2015 approved decommissioning plan;
- The modifications will allow for the potential sale of the ash landfill site and the reuse of this disturbed industrial site.

CONCLUSION AND ORDER

The California Energy Commission hereby adopts staff's recommendations and approves the amended conditions of certification to the Commission Decision for the Argus Cogeneration Expansion Project as set forth in the Staff Assessment.

IT IS SO ORDERED

CERTIFICATION

The undersigned Secretariat to the Commission does hereby certify that the foregoing is a full, true, and correct copy of an Order duly and regularly adopted at a meeting of the California Energy Commission held on November 08, 2017.

AYE: Weisenmiller, Douglas, McAllister, Hochschild, Scott

NAY: None

ABSENT: None

ABSTAIN: None

Original Signed by:

Cody Goldthrite
Secretariat