

<b>DOCKETED</b>	
<b>Docket Number:</b>	01-AFC-25C
<b>Project Title:</b>	Malburg Generating Station-Compliance
<b>TN #:</b>	228800
<b>Document Title:</b>	Order Approving the Petition to Amend License
<b>Description:</b>	Order No: 19-0612-2
<b>Filer:</b>	Cody Goldthrite
<b>Organization:</b>	California Energy Commission
<b>Submitter Role:</b>	Commission Staff
<b>Submission Date:</b>	6/20/2019 9:54:57 AM
<b>Docketed Date:</b>	6/20/2019

**STATE OF CALIFORNIA**  
**STATE ENERGY RESOURCES**  
**CONSERVATION AND DEVELOPMENT COMMISSION**

***IN THE MATTER OF:***  
**MALBURG GENERATING STATION**

**Docket No. 01-AFC-25C**

**ORDER APPROVING THE PETITION  
TO AMEND LICENSE**

**I. INTRODUCTION**

On November 21, 2017, Bicent (California) Malburg, LLC (the project owner), filed a petition for amendment with the California Energy Commission to modify the existing Final Commission Decision for Malburg Generating Station (MGS). The project owner requests to install and operate a Siemens SGT-800 A-Plus upgrade package for both combustion turbines, which will require modifications to existing conditions of certification including modifications to the South Coast Air Quality Management District (SCAQMD) Permits to Construct. The first phase of the turbine upgrade installation, approved by staff as maintenance, was completed in the spring of 2018 during a major maintenance outage. The project owner also requests modification of a restriction on the readiness testing of the emergency fire pump as set forth in Condition of Certification AQ-C8.

**II. STAFF RECOMMENDATION**

Energy 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 recommends approval of Malburg LLC's petition to amend the MGS license.

**III. ENERGY COMMISSION FINDINGS**

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

- The purpose of the A-Plus Turbine Upgrade is to increase generation capacity and combustion turbine efficiency. This upgrade package was not available at the time of the original licensing of the facility;
- Modification of Air Quality Condition of Certification AQ-C8 would allow MGS to provide additional ancillary services and provides MGS flexibility to meet California Independent System Operator grid needs;
- The petition only requires amendments to air quality conditions of certification;
- 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 modification will not change the findings in the Energy 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, consistent with Public Resources Code, section 25525;
- The proposed potential emission increases would not require additional mitigation. All proposed changes would conform to the applicable laws and regulations related to air quality and would not result in significant air quality impacts. SCAQMD staff analyzed the requested changes as part of its Title V permit review; and
- Changes to air quality conditions will ensure consistency with SCAQMD permit conditions.

#### IV. 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 Malburg Generating Station 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 June 12, 2019.

AYE: Scott, Douglas, Monahan

NAY: None

ABSENT: Hochschild, McAllister

ABSTAIN: None

Original Signed by:

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Cody Goldthrite  
Secretariat