



JERRY R. RINDONE DEPUTY MAYOR

December 4, 2007

Ms. Jackalyne Pfannenstiel, Chair California Energy Commission 1516 Ninth Street Sacramento, CA 95814

Re: MMC Energy Chula Vista Energy Upgrade Project

Dear Commissioner Pfannenstiel:

As you are aware, MMC Energy, Incorporated (MMC) proposes to upgrade their electrical generating plant in Chula Vista. As the Chula Vista Energy Upgrade Project (CVEUP) will occur on the northern portion of the current 3.8 acre site at 3497 Main Street, this will increase the separation between the peaker and the Otay Valley Regional Park. With the benefits to the community and the environment, I fully support the proposed upgrading and improvements to the existing facility as it will substantially increase the efficiency and capacity of energy generated on site while meeting higher emissions standards.

To help meet the region's needs, MMC Energy will upgrade its existing peaker to increase generating capacity from 44.5 MW to 100 MW. The installation of newer technology will result in a greater source of power with less fuel consumption and with decreased emissions per power produced. The reduction of oxides of nitrogen and carbon monoxide to minimal levels is a step in the right direction for local residents and the environment.

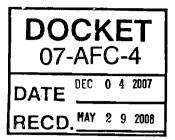
The peaker was originally approved by the City of Chula Vista in 2000 under a conditional use permit and operates primarily during peak season – May through September. Chula Vista's residents need local peak power generation to support local demand for electricity. The upgrade will fulfill the final project objective of reusing existing infrastructure, such as the existing transmission interconnection, water supply, and gas supply and will provide essential peak electric generation capacity with improved efficiency.

Property taxes generated by the CVEUP site would increase substantially due to the increased value of the new equipment proposed as part of the CVEUP. In addition, the CVEUP would help to further the redevelopment goals of the Southwest Redevelopment Area by ensuring that the industrial use onsite remains viable and complements ongoing industrial and commercial development in the area while minimizing impacts to the neighboring community.

For the above-stated reasons, I support and welcome this state-of-the-art facility which would provide a substantial tax benefit to the City as well as the designated redevelopment area while improving local energy reliability and meeting higher environmental standards.

Thank you for your consideration.

Sincerely, erry kindor Deputy May



BEFORE THE ENERGY RESOURCES CONSERVATION AND DEVELOPMENT COMMISSION OF THE STATE OF CALIFORNIA

Application for Certification For the CHULA VISTA ENERGY UPGRADE PROJECT Docket No. 07-AFC-4

PROOF OF SERVICE (Revised: 1/3/08)

<u>INSTRUCTIONS:</u> All parties shall either (1) send an original signed document plus 12 copies <u>or</u> (2) mail one original signed copy AND e-mail the document to the address for the Docket as shown below, AND (3) all parties shall also send a printed <u>or</u> electronic copy of the document, <u>which includes a proof of service</u> <u>declaration</u> to each of the individuals on the proof of service list shown below:

CALIFORNIA ENERGY COMMISSION Attn: Docket No. 07-SPPE-1 1516 Ninth Street, MS-14 Sacramento, CA 95814-5512 docket@energy.state.ca.us

APPLICANT

Harry Scarborough Vice President MMC Energy Inc. 11002 Ainswick Drive Bakersfield, CA 93311 hscarborough@mmcenergy.com

APPLICANTS CONSULTANT

Douglas M. Davy, Ph.D. Senior Project Manager CH2M Hill 2485 Natomas Park Drive, Suite 600 Sacramento, CA 95833 <u>ddavy@ch2m.com</u>

APPLICANTS ENGINEER

Steven Blue Project Manager Worley Parsons 2330 E. Bidwell, Suite 150 Folsom, CA 95630 Steven.blue@worleyparsons.com

COUNSEL FOR APPLICANT

Jane Luckhardt, Esq. Downey Brand Law Firm 555 Capitol Mall, 10th Floor Sacramento, CA 95814 jluckhardt@downeybrand.com

INTERESTED AGENCIES

Larry Tobias Ca. Independent System Operator 151 Blue Ravine Road Folsom, CA 95630 LTobias@caiso.com

Electricity Oversight Board 770 L Street, Suite 1250 Sacramento, CA 95814 esaltmarsh@eob.ca.gov

INTERVENORS

California Unions for Reliable Energy (CURE) c/o Marc D. Joseph Gloria Smith Suma Peesapati Adams Broadwell Joseph & Cardozo 601 Gateway Boulevard, Suite 1000 South San Francisco, CA 94080 mdjoseph@adamsbroadwell.com gsmith@adamsbroadwell.com speesapati@adamsbroadwell.com

City of Chula Vista, California c/o Charles H. Pomeroy Caren J. Dawson McKenna, Long & Aldridge, LLP 444 South Flower Street Los Angeles, CA 90071 cpomerov@mckennalong.com cdawson@mckennalong.com

* Environmental Health Coalition Diane Takvorian & Leo Miras 401 Mile of Cars Way, Suite 310 National City, CA 91950 DianeT@environmentalhealth.org LeoM@environmentalhealth.org

ENERGY COMMISSION

Jackalyne Pfannenstiel, Chair Presiding Committee Member jpfannen@energy.state.ca.us

James D. Boyd, Vice Chair Associate Committee Member jboyd@energy.state.ca.us

Raoul Renaud Hearing Officer rrenaud@energy.state.ca.us

Chris Meyer **Project Manager** cmeyer@energy.state.ca.us

Kevin Bell Staff Counsel kbell@energy.state.ca.us

Public Adviser's Office pao@energy.state.ca.us

DECLARATION OF SERVICE

I, Christina Flores, declare that on May 29, 2008, I deposited copies of the attached Comments of Jerry Rindone, Deputy Mayor of the City of Chula Vista in the United States mail at Sacramento, CA with first-class postage thereon fully prepaid and addressed to those identified on the Proof of Service list above.

OR

Transmission via electronic mail was consistent with the requirements of California Code of Regulations, title 20, sections 1209, 1209.5, and 1210. All electronic copies were sent to all those identified on the Proof of Service list above.

I declare under penalty of perjury that the foregoing is true and correct.

Christing Flores