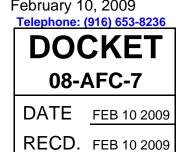
Memorandum

February 10, 2009 Date:

- To: Chairman Karen Douglas, Presiding Member Commissioner Arthur H. Rosenfeld, Associate Member Hearing Officer Raoul Renaud
- California Energy Commission Alan Solomon, Project Manager From: 1516 Ninth Street Sacramento, CA 95814-5512



Subject: GWF TRACY COMBINED CYCLE POWER PLANT PROJECT (08-AFC-7) STATUS REPORT #3

Pursuant to the Committee Scheduling Order dated October 31, 2008, the following is Staff's Status Report #3 for the proposed GWF Tracy Combined Cycle Power Plant Project (GWF Tracy).

1. Staff has been working through the analysis phase of the Application for Certification (AFC) process for the proposed GWF Tracy Project. With the exception of two areas, staff are finalizing their PSA sections. The PSA section for Biological Resources and Air Quality are still pending.

Biological Resources

Due to staffing issues, the analysis of the Biological Resources section will be delayed. The Energy Commission is in the process of assigning a Biological Resources staff person to this project.

Air Quality

The staff of the San Joaquin Valley Air Pollution Control District (SJVAPCD) continue to have questions regarding use of inter-pollutant trading of emission reduction credits. The applicant proposes to use reductions of nitrogen oxides (NOx) to allow particulate matter increases, and SJVAPCD rules require a case-by-case analysis of this type of trade. Because of these questions, the Preliminary Determination of Compliance (PDOC) will be delayed and SJVAPCD staff will not commit to a release date for the PDOC. The Energy Commission's Air Quality staff cannot complete their PSA section without this information from SJVAPCD.

2. On January 23, 2009, the applicant provided the Energy Commission with a Workshop Informal Data Request Response. Their Response addresses outstanding issues related to: 1) reconductoring, 2) setback limits, and 3) landscaping.

Schedule

The PSA was scheduled to be filed on February 12, 2009, with a PSA Workshop scheduled to be held on February 26, 2009. Due to the delays related to Biological Resources and Air Quality these dates are being postponed. A more specific timeline will be proposed after a Biological Resources staff person is assigned and the PDOC is issued.

Staff will continue to issue a monthly status report.



BEFORE THE ENERGY RESOURCES CONSERVATION AND DEVELOPMENT COMMISSION OF THE STATE OF CALIFORNIA 1516 NINTH STREET, SACRAMENTO, CA 95814 1-800-822-6228 – <u>WWW.ENERGY.CA.GOV</u>

APPLICATION FOR CERTIFICATION FOR THE GWF TRACY COMBINED CYCLE POWER PLANT PROJECT Docket No. 08-AFC-7 PROOF OF SERVICE (Revised 12/10/2008)

<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> declaration to each of the individuals on the proof of service list shown below:

CALIFORNIA ENERGY COMMISSION Attn: Docket No. 01-AFC-16 1516 Ninth Street, MS-15 Sacramento, CA 95814-5512 docket@energy.state.ca.us

APPLICANT

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DECLARATION OF SERVICE

I, <u>April Albright</u>, declare that on <u>February 10, 2009</u>, I deposited copies of the attached <u>GWF Tracy Combined Cycle Power Plant Project (08-AFC-7) Status Report #3</u> in the United States mail at <u>Sacramento, CA</u> with first-class postage thereon fully prepaid and addressed to those identified on the Proof of Service list above.

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.

Original signature in Dockets April Albright