



Riverside County Transportation Commission

February 4, 2009

Mr. Victor Yamada
Director, Environmental, Health & Safety
Edison Mission Energy
18101 Von Karman Avenue, Suite 1700
Irvine, CA 92612

DOCKET	
05-AFC-3	
DATE	<u>FEB 04 2009</u>
RECD.	<u>FEB 25 2009</u>

Subject: Application for Private, Temporary, Railroad Crossing
Valle del Sol Energy, LLC

Dear Mr. Yamada:

The Riverside County Transportation Commission (RCTC) has received Valle del Sol Energy, LLC's application for a private, temporary railroad crossing in the City of Menifee. The temporary crossing is proposed as a part of a construction route for a proposed natural gas fired power plant between Matthews Road and the project site. It is believed that this route is the most direct, with the least amount of traffic from nearby I-215 to the project site. Pursuant to RCTC's request, you subsequently submitted a Construction Route Analysis that includes the private, temporary, railroad crossing.

Based on its preliminary review, RCTC has determined that the proposed temporary crossing should be approvable by this agency. Burlington Northern Santa Fe (BNSF) has also provided its input for this preliminary review with consideration of engineering and operational aspects of the crossing. RCTC is unaware of any other jurisdictional approvals that would be required for this private, temporary railroad crossing.

Upon full receipt of engineering and other technical details of the crossing, RCTC, with input from BNSF, will complete its formal technical review and approvals, with conditions as appropriate. One condition would require that the applicant provide gated access to the crossing to enforce its private use.

Please feel free to contact me at (951) 787-7141 or ggallagher@rctc.org with any questions or concerns you may have.

Sincerely,


Gina Gallagher
Right of Way Senior Staff Analyst



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

**APPLICATION FOR CERTIFICATION
FOR THE SUN VALLEY ENERGY
PROJECT (SVEP)**

**DOCKET No. 05-AFC-3
PROOF OF SERVICE LIST
(Revised 2/23/2009)**

APPLICANT

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DECLARATION OF SERVICE

I, April Albright, declare that on February 25, 2009, I served and filed copies of the attached Letter from Riverside County Transportation Commission Regarding Application for Private, Temporary, Railroad Crossing, dated February 4, 2009. The original document, filed with the Docket Unit, is accompanied by a copy of the most recent Proof of Service list, located on the web page for this project at: [www.energy.ca.gov/sitingcases/sunvalley]. The document has been sent to both the other parties in this proceeding (as shown on the Proof of Service list) and to the Commission's Docket Unit, in the following manner:

(Check all that Apply)

FOR SERVICE TO ALL OTHER PARTIES:

- sent electronically to all email addresses on the Proof of Service list;

- by personal delivery or by depositing in the United States mail at Sacramento, CA with first-class postage thereon fully prepaid and addressed as provided on the Proof of Service list above to those addresses **NOT** marked "email preferred."

AND

FOR FILING WITH THE ENERGY COMMISSION:

- sending an original paper copy and one electronic copy, mailed and emailed respectively, to the address below (*preferred method*);

OR

- depositing in the mail an original and 12 paper copies, as follows:

CALIFORNIA ENERGY COMMISSION

Attn: Docket No. 05-AFC-3

1516 Ninth Street, MS-4

Sacramento, CA 95814-5512

docket@energy.state.ca.us

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

Original signed by _____
April Albright