

CALIFORNIA ENERGY COMMISSION1516 NINTH STREET
SACRAMENTO, CA 95814-5512

**REVISED NOTICE OF RECEIPT
PETITION TO AMEND
TO MODIFY LAYDOWN AREA
ORANGE GROVE PROJECT
(08-AFC-4C)**

DOCKET
08-AFC-4C
DATE <u>9/3/2009</u>
RECD. <u>9/3/2009</u>

On June 4, 2009 the California Energy Commission received a petition from Orange Grove Energy, L.P., the project owner, to modify the Orange Grove Project. The 96-megawatt electric power plant project was certified on April 8, 2009 and began construction on July 20, 2009. The facility is located in the unincorporated area of Pala, in San Diego County.

DESCRIPTION OF PROPOSED MODIFICATIONS

Orange Grove Energy, L.P., is seeking approval to allow a temporary work space to be utilized for stringing pipe outside of the previously designated project construction footprint, on an area of a former Dairy Farm now owned by Gregory Canyon Ltd. This 1300 foot long, 50 ft wide additional laydown area would be located approximately .75-miles from the main project site in proximity to the gas pipeline route. It has already been 100 percent disturbed by former dairy farm activities. The pipe stringing will not require any further ground disturbance.

ENERGY COMMISSION STAFF REVIEW AND DETERMINATION

Pursuant to section 1769(a)(2), Title 20, California Code of Regulations, Energy Commission approval of the project modification is not required if Energy Commission staff determines that:

- There is no possibility that the modification may have a significant effect on the environment, and
- The modification will not result in a change to or deletion of a condition of certification, or make changes that would cause the project not to comply with applicable laws, ordinances, regulations, or standards (LORS).

Energy Commission staff has determined that the proposed modification meets the criteria for staff approval because:

- The modification will not have any significant effect on the environment;
- Existing conditions of certification are sufficient to cover the proposed modification without changes to, or deletions of, any conditions of certification; and
- The project as modified will maintain full compliance with applicable LORS.

Any person may file a written objection to staff's determination within 14 days of the date of this notice on the grounds that the project modification does not meet the criteria set forth in Section 1769(a)(2). All objections must be in writing and must be sent either by U.S. mail,

September 3, 2009

Page 2

e-mail, or other document delivery service to Ron Yasny, Compliance Project Manager, at the address shown below:

California Energy Commission
1516 9th Street, MS 2000
Sacramento, CA 95814

Comments may be submitted by fax to (916) 654-3882, or by e-mail at ryasny@energy.state.ca.us. **The deadline has been extended.** If no substantive objection is received in writing by 5:00 p.m. on September 17, 2009, the requested project modifications will be deemed approved, and a description of the change will be placed in the project file.

For further information on how to participate in any proceeding, please contact the Energy Commission Public Adviser's Office, at (916) 654-4489, or toll free in California at (800) 822-6228, or by e-mail at publicadviser@energy.state.ca.us.

If you have questions about this notice, please contact Ron Yasny at (916) 651-1227, or by fax or e-mail using the above information.

Date

EILEEN ALLEN, Manager
Siting and Compliance Office
Siting, Transmission & Environmental
Protection Division

Mail List # 7245