

DOCKET	
08-AFC-2	
DATE	<u>NOV 13 2009</u>
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DATE: November 13, 2009
TO: California Energy Commission
Docket Office - #08-AFC-02
FROM: Lois Navarrot
SUBJECT: Beacon Solar Energy Project

ENCLOSED PLEASE FIND: Beacon Solar, LLC's Amended Page 9 to Comments on the
Miscellaneous Conditions FSA

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Part 2: Proposed Conditions where no changes were made from the PSA

WORKER SAFETY & FIRE PROTECTION

Requested Changes to the Conditions of Certification for Worker Safety and Fire Protection

Beacon's proposed changes to WORKER SAFETY-2 and -4 are presented below.

WORKER SAFETY-2

The project owner shall submit to the CPM a copy of the Project Operations and Maintenance Safety and Health Program containing the following:

- An Operation Injury and Illness Prevention Plan;
- An Emergency Action Plan;
- Hazardous Materials Management Program;
- Fire Prevention Program (8 CCR § 3221); and;
- Personal Protective Equipment Program (8 CCR §§ 3401-3411).

The Operation Injury and Illness Prevention Plan, Emergency Action Plan, and Personal Protective Equipment Program shall be submitted to the CPM for review and approval concerning compliance of the program with all applicable Safety Orders. The Operation Fire Prevention Plan and the Emergency Action Plan shall also be submitted to the Kern County Fire Department for review and comment.

Verification: At least thirty (30) days prior to the start of first-fire or commissioning, the project owner shall submit to the CPM for approval a copy of the Project Operations and Maintenance Safety and Health Program. The project owner shall provide to the CPM a copy of ~~a letter to the CPM from the Kern County Fire Department's stating the Fire Department's~~ comments on the Operations Fire Prevention Plan and Emergency Action Plan

RATIONALE

We recommend amending this requirement to provide a copy of a letter to the CPM from the Kern County Fire Department (KCFD) regarding the KCFD's comments on the Operations Fire Prevention Plan and Emergency Action Plan. The owner does not have control on whether or not a letter will be issued. We propose correspondence from the KCFD containing comments on the Construction Prevention Plan or Emergency Action Plan will be provided to the CPM.

~~**WORKER SAFETY-4**~~

~~The project owner shall make payments to the Chief Building Official (CBO) for the services of a Safety Monitor based upon a reasonable fee schedule to be negotiated between the project owner and the CBO. Those services shall be in addition to other work performed by the CBO. The Safety Monitor shall be selected by and report directly to the CBO, and will be responsible for verifying that the Construction Safety Supervisor, as required in Worker Safety 3, implements all appropriate Cal/OSHA and Commission safety requirements. The Safety Monitor shall conduct on-site (including linear facilities) safety inspections at intervals necessary to fulfill those responsibilities.~~

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

**APPLICATION FOR CERTIFICATION FOR
THE BEACON SOLAR ENERGY PROJECT**

DOCKET NO. 08-AFC-2

PROOF OF SERVICE
(Revised 4/28/09)

<u>APPLICANT</u>	<u>COUNSEL FOR APPLICANT</u>	<u>ENERGY COMMISSION</u>
<p>Scott Busa Kenneth Stein, J.D. Meg Russell Duane McCloud Guillermo Narvaez, P.E. NextEra Energy Resources 700 Universe Blvd. Juno Beach, FL 33408 Scott.busa@nexteraenergy.com Kenneth.stein@nexteraenergy.com Meg.Russell@nexteraenergy.com Duane.mccloud@nexteraenergy.com Guillermo.narvaez@nexteraenergy.com Diane Fellman, Director West Region NextEra Energy Resources 234 Van Ness Avenue San Francisco, CA 94102 Diane.fellman@nexteraenergy.com</p>	<p>Jane Luckhardt, Esq. Downey Brand, LLP 621 Capitol Mall, 18th Floor Sacramento, CA 95814 jluckhardt@downeybrand.com</p>	<p>Karen Douglas Commissioner and Presiding Member kldougla@energy.state.ca.us</p> <p>Jeffrey D. Byron Commissioner & Associate Member jbyron@energy.state.ca.us</p> <p>Kenneth Celli Hearing Officer kcelli@energy.state.ca.us</p>
<p><u>APPLICANT CONSULTANT</u></p> <p>Sara Head, Vice President AECOM Environment 1220 Avenida Acaso Camarillo, CA 93012 Sara.head@aecom.com</p>	<p><u>INTERESTED AGENCIES</u></p> <p>California ISO e-recipient@caiso.com</p>	<p>Eric K. Solorio Project Manager esolorio@energy.state.ca.us</p> <p>Jared Babula Staff Counsel jbabula@energy.state.ca.us</p>
<p>Bill Pietrucha, Project Manager Jared Foster, P.E. Worley Parsons 2330 E. Bidwell, Suite 150 Folsom, CA 95630 Bill.Pietrucha@worleyparsons.com Jared.Foster@worleyparsons.com</p>	<p><u>INTERVENORS</u></p> <p>Tanya A. Gulesserian Marc D. Jacobs Adams Broadwell Joseph & Cardozo 601 Gateway Boulevard, Suite 1000 South San Francisco, CA 94080 E-MAIL PREFERRED tgulesserian@adamsbroadwell.com</p>	<p>Public Adviser's Office publicadviser@energy.state.ca.us</p>

Declaration of Service

I, Lois Navarrot, declare that on November 13, 2009, I served and filed copies of the Beacon Solar, LLC's Amended Page 9 of the Miscellaneous Condition Comments on Final Staff Assessment. The original documents, filed with the Docket Unit, are 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/beacon. 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, California with first-class postage thereon fully prepaid and addressed as provided on the Proof of Service List above.

For Filing with the Energy Commission

sending an original paper copy mailed, to the address below;

OR

depositing in the mail an original and 12 paper copies as follow:

California Energy Commission
Attn: Docket No. 08-AFC-2
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.

/s/
Lois Navarrot
