

CALIFORNIA ENERGY COMMISSION1516 NINTH STREET
SACRAMENTO, CA 95814-5512

NOTICE OF RECEIPT
PETITION TO AMEND
THE ENERGY COMMISSION DECISION for the
LOS ESTEROS CRITICAL ENERGY FACILITY PROJECT
(03-AFC-2C, PHASE I) originally licensed as (01-AFC-12C)

On November 14, 2006, the Los Esteros Critical Energy Facility (LECEF) filed an amended petition to the original petition filing on June 22, 2005 with the California Energy Commission requesting to modify the LECEF Project. The 180 megawatt project was certified by the Energy Commission on July 2, 2002 and was recertified under 03-AFC-2C Phase I (simple cycle) on March 16, 2005, and has been operating since March 7, 2003. Although the project also received a license to convert to combined-cycle operation on October 11, 2006, that conversion process has not begun. The facility is located in the City of San Jose, in Santa Clara County.

DESCRIPTION OF PROPOSED MODIFICATION

The modifications proposed in the petition would adjust the hourly and daily maximum heat input limits to reflect the operating capacity of the combustion turbines, request less frequent source tests to reflect simple cycle facility operations, allow for the calculation of sulfuric acid emissions based on the sulfur levels in the fuel, and make other changes to clarify requirements and to maintain consistency with requested changes to the Bay Area Air Quality Management District (BAAQMD) Title V operating permit.

ENERGY COMMISSION REVIEW PROCEDURES

The purpose of the Energy Commission's review process is to assess the impacts of this proposal on environmental quality, and public health and safety. The review process includes an evaluation of the consistency of the proposed changes with the Energy Commission's Decision and if the project, as changed, will remain in compliance with applicable laws, ordinances, regulations, and standards (Title 20, Calif. Code of Regulations, section 1769). Energy Commission staff is currently analyzing the request and will publish an analysis in the next several weeks. A public hearing for the purpose of approving or denying the amendment proposal will subsequently be held at a regularly scheduled Energy Commission business meeting.

This Notice of Receipt is being mailed to interested parties and property owners adjacent to the project site who may want to participate in the amendment process.

The petition is available on the Energy Commission's website at www.energy.ca.gov/sitingcases/losesteros2. The staff analysis (when published), and the Energy Commission Order (if approved); will also be posted on the website. If you would like to receive a hard copy of the petition, staff's analysis, and/or the Energy Commission Order if the changes are approved, please complete the enclosed Information Request Form and return it to the address shown.

December 4, 2006

Page 2

If you have any comments or questions, please contact Lance Shaw, Compliance Project Manager, at (916) 653-1227, or by fax to (916) 654-3882, or via e-mail at: lshaw@energy.state.ca.us within 14 days of the date of this notice.

For further information on how to participate in this proceeding, please contact Margret J. Kim, the Energy Commission's Public Adviser, at (916) 654-4489, or toll free in California at (800) 822-6228, or by e-mail at pao@energy.state.ca.us. If you require special accommodations, please contact Lourdes Quiroz at (916) 654-5146. News media inquiries should be directed to Assistant Director, Claudia Chandler, at (916) 654-4989, or by e-mail at mediaoffice@energy.state.ca.us.

Date: _____

ROGER E. JOHNSON, Manager
Siting and Compliance Office
Energy Facilities Siting Division

Enclosure: Information Request Form

Mail List # 7101

Privacy Policy: You will receive only the information requested, and the Energy Commission will make no additional use of your personal information and it will not be provided to any other entity.

INFORMATION REQUEST FORM

COMPLETE & MAIL TO: CALIFORNIA ENERGY COMMISSION
COMPLIANCE UNIT
ATTN: Lance Shaw
1516 NINTH STREET, MS-2000
SACRAMENTO, CA 95814

OR FAX TO: (916) 654-3882

NAME AND/OR TITLE (AS IT IS TO APPEAR ON MAIL LABEL)

ORGANIZATION (IF APPLICABLE)

STREET ADDRESS OR P.O. BOX

CITY

STATE

ZIP CODE

PROPOSED AMENDMENT TO THE COMMISSION DECISION to Change Air Quality conditions of certification.

PLEASE CIRCLE THE DOCUMENTS YOU WOULD LIKE TO RECEIVE:

- PETITION TO AMEND
- STAFF ANALYSIS
- ENERGY COMMISSION ORDER

PROJECT: Los Esteros Critical Energy Facility

DOCKET NO: 03-AFC-2C Phase 1, originally licensed as 01-AFC-12C

MAIL LIST NO: 7101