

**GALATI & BLEK LLP**

Counselors & Advocates

Plaza Towers  
555 Capitol Mall  
Suite 600  
Sacramento, CA 95814

March 24, 2005

Ms. Raquel Rodriguez  
Dockets Unit  
California Energy Commission  
1516 9<sup>th</sup> Street  
Sacramento, CA 95814

Attorneys  
Scott A. Galati  
Scott W. Blek

Of Counsel  
Jennifer Costanza

Lobbyists  
Scott A. Galati  
Sandra A. Carey

OFFICES ALSO IN  
GLENDALE, CA

**RE: The Roseville Energy Park (03-AFC-1)**

Dear Ms. Rodriguez:

Enclosed for filing with the California Energy Commission are one original and 12 (Twelve) copies of **Roseville Electric's Comments on the Presiding Member's Proposed Decision**, for the Roseville Energy Park Project (03-AFC-1).

Sincerely,



Scott A. Galati  
on behalf of  
Roseville Electric

SAG/cp  
Enclosures

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Scott A. Galati  
GALATI & BLEK, LLP  
555 Capitol Mall Avenue  
Suite 600  
Sacramento, CA 95814  
(916) 441-6575

STATE OF CALIFORNIA

Energy Resources  
Conservation and Development Commission

In the Matter of:

Application for Certification for the  
Roseville Energy Park

DOCKET NO. 03 AFC-1

ROSEVILLE ELECTRIC'S  
COMMENTS ON PRESIDING  
MEMBER'S PROPOSED DECISION

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Roseville Electric (RE) hereby files its Comments on the Presiding Member's Proposed Decision (PMPD) as directed by the Committee Order dated March 11, 2005. RE believes the Committee did an outstanding job in capturing the agreements between the parties.

**INTRODUCTION**

**Page 7, First sentence** – The reference to the “8.9-acre site” should be corrected to “12-acre site”.

**Page 13, First sentence** – Please change the construction duration to “18 to 20 months.”

**Page 14: Findings and Conclusions, Finding 3** – “The REP Project involves...two new 60 kV double-circuit overhead transmission lines, extending to RE’s Fiddymont Receiving station; and one-mile recycled water line from the adjacent Pleasant Grove Waste Water Treatment Plant...” Please change this finding to reflect the fact that the project does not include any new transmission lines, but will loop to the planned WRSP 60 kV transmission line in Phillip Road. Also please change this finding to reflect that the recycled water pipeline is approximately 40 feet long, not one mile.

**Page 14: Findings and Conclusions, Item 5** – Please change “approximately 9 acres” to “approximately 12 acres”.

### **POWER PLANT EFFICIENCY**

**Page 71, Finding 1** – Please replace Finding 1 with the following language. The purpose of the modification is to clarify the record concerning nominal ratings and efficiency values for the two turbine options.

“1. The REP will use either two General Electric LM6000PC Sprint gas turbine generators or two Alstom GTX100 gas turbine generators in a two-on-one combined cycle configuration. Nominally in a one-on-one configuration (the only configuration for which data is available), the General Electric turbines are rated at 59 MW with a 53 percent efficiency LHV at ISO conditions. Nominally, in a two-on-one configuration the Alstom turbines are rated at 124.5 MW and 54 percent efficiency LHV at ISO conditions.”

### **AIR QUALITY**

**Page 106 and 107** – There is a detailed summary of Staff’s opinion regarding the ammonia slip inventory in Placer County. However, the PMPD does not reflect that RE did not agree with Staff’s analysis and in fact, believed that the area surrounding the REP is ammonia-rich and not ammonia limited as predicted by Staff. REP’s arguments

are presented in Exhibit 50. RE requests that the PMPD reflect that RE's agreement with Staff on Condition of Certification **AQ-51** reflects a compromise and should not be interpreted as RE's agreement that the evidence in the record justifies ammonia slip mitigation as recommended by Staff.

**Page 115, Last sentence** – The Exhibit Reference should be Exhibit 47.

**Page 131, Condition of Certification AQ-SC7, Verification** – The word Reports should be singular.

**Page 133 and 134, Conditions of Certification AQ-2 and AQ-4** – The formatting of each table needs correction. In addition, the PM-10 ERC Certificate numbers in the table for **AQ-4** are reversed. Certificate 2001-22 should be labeled Certificate 2001-24 and Certificate 2001-24 should be labeled Certificate 2001-22.

**Page 141, Conditions of Certification AQ-24 and AQ-25, Verification** – Both of the verifications refer to a plan required by Condition of Certification **AQ-26**. The plan being referred to is actually required by Condition of Certification **AQ-23**.

## **WASTE MANAGMENT**

**Page 196** – Some cells in this table require additional formatting.

## **BIOLOGICAL RESOURCES**

**Page 210, First paragraph** – Please add the word “the” after “percent of” and before “remaining vernal pools” in the final sentence.

**Page 211, Third paragraph** – Please reformat the paragraph to remove the “1” at the beginning of the paragraph.

**Page 213, First sentence and last sentence** – Please remove the references to Conditions of Certification **BIO-14** and **BIO-15**. While Staff proposed these additional conditions in its Final Staff Assessment (Exhibit 47), RE worked diligently with Staff to re-write Condition of Certification **BIO-13** to address the full mitigation, thereby rendering Conditions of Certification **BIO-14** and **BIO-15** unnecessary. RE requests the PMPD to reflect that Condition of Certification **BIO-13** thereby reduces all impacts to less than significant.

**Page 214, Last full paragraph** – Please remove the references to Conditions of Certification **BIO-14** and **BIO-15** for the reasons discussed above.

**Page 215, First sentence** – Please remove the references to Conditions of Certification **BIO-14** and **BIO-15** for the reasons discussed above.

**Page 223, Heading for Condition of Certification BIO-13** – Remove the label “Alternative A” from the heading as the compensation figures identified in Condition of Certification **BIO-13** are conservative and therefore cover either alternative pipeline route.

## **CULTURAL RESOURCES**

**Page 227, First sentence** – The reference to the “8.9-acre site” should be corrected to “12-acre site”.

## **SOIL AND WATER RESOURCES**

**Page 255, Second paragraph** – Delete the reference to natural gas pipeline in the sentence that discusses the effect of Condition of Certification **SOIL & WATER-9** because that condition is no longer applicable to the PG&E constructed natural gas pipeline.

**Page, 258, Construction Water Supply paragraph** – RE disagreed with Staff's characterization of the mandatory use of recycled water for construction activities. Please See Exhibit 50. RE did agree to accept Condition of Certification **SOIL & WATER-6** with modifications to reflect that it would use recycled water for construction activities in accordance with the applicable City of Roseville Municipal Code. However, the discussion should note that the City of Roseville Municipal Code does allow the use of potable and fresh water to be used for construction activities under certain circumstances. While Staff attempted to require the use of recycled water only in its FSA, Staff eventually agreed that reference to the City of Roseville Municipal Code ensured compliance with laws, ordinances, regulations and standards (LORS). However, the PMPD's reliance only on Staff's opinion in Exhibit 47 is inaccurate. RE requests that the paragraph be modified to reflect that recycled water will be used in a manner consistent with the City of Roseville Municipal Code.

**Page 262, Groundwater discussion** – For the reasons discussed above, please delete the last sentence on the page.

## **VISUAL RESOURCES**

**Page 321, Condition of Certification VIS-4** – Please reformat the list from b through f to a through e.

## **NOISE**

**Page 331, Condition of Certification NOISE-4** – Please add the label "Verification" before the third paragraph of the Condition.

**Page 332, Condition of Certification NOISE-6** – Please move the label "Verification" to the first paragraph after Item C.

**CONCLUSION**

RE request the above modifications be made in an Errata to the PMPD. RE believes that with the above changes the PMPD will accurately reflect the evidentiary record.

Dated: March 24, 2005

Respectfully submitted,

A handwritten signature in black ink, appearing to read "S. Galati", written over a horizontal line.

Scott A. Galati  
Counsel to Roseville Electric

STATE OF CALIFORNIA

State Energy Resources  
Conservation and Development Commission

In the Matter of:

Docket No. 03-AFC-1

Application for Certification for the  
Roseville Energy Park  
By The City of Roseville

PROOF OF SERVICE

I, Carole Phelps, declare that on March 24, 2005, I deposited copies of the attached **Roseville Electric's Comments on the Presiding Member's Proposed Decision**, for the Roseville Energy Park Project with first class postage thereon fully prepaid and addressed to the following:

**DOCKET UNIT**

I have sent the original signed document plus the required 12 copies to the address below:

CALIFORNIA ENERGY COMMISSION  
DOCKET UNIT, MS-4  
ATTN: Docket No. 03-AFC-1  
1516 Ninth Street  
Sacramento, CA 95814-5512

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I have also sent individual copies to:

**APPLICANT**

Tom Habashi, Executive Director  
Roseville Electric  
2090 Hilltop Circle  
Roseville, CA 95747

Robert Hren, Project Manager  
Roseville Electric  
2090 Hilltop Circle  
Roseville, CA 95747

**CONSULTANTS FOR APPLICANT**

Doug Davy  
CH2M Hill  
2485 Natomas Park Drive, Suite 600  
Sacramento, CA 95833

Andrea Grenier  
Grenier & Associates, Inc.  
1108 Kris Way  
Roseville, CA 95661

**COUNSEL FOR APPLICANT**

Galati & Blek LLP  
Scott A. Galati  
555 Capitol Mall, Suite 600  
Sacramento, CA 95814

**INTERVENORS**

CURE  
c/o Adams Broadwell Joseph & Cardozo  
Attn: Mark D. Joseph & Tanya Gulesserian  
651 Gateway Blvd., Suite 900  
S. San Francisco, CA 94080

**INTERESTED AGENCIES**

Patty Dunn  
Assistant City Manager  
311 Vernon Street  
City of Roseville  
Roseville, CA 95678

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



Carole Phelps