



August 7, 2008

OFFICE OF THE CITY MANAGER

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Christopher Meyer, Project Manager
California Energy Commission
1516 Ninth St
Sacramento, CA 95814

RE: CVEUP Project 07-AFC-04

Dear Mr. Meyer:

The City of Chula Vista Staff wants to express its appreciation to you and all the California Energy Commission (CEC) staff for their support as the City worked through the Application for Certification process. City Staff is grateful for the CEC's effort to compel all parties to work collaboratively to identify the best alternative for the community and local energy reliability. We also appreciate the open and inclusive approach that the CEC has taken in accommodating the City's requests for information and for providing local opportunities for the community to participate in the process. Community participation will continue to be a critical component of moving forward effectively.


The City Staff has used the opportunity established by the CEC and the input from the community as a basis for working with MMC Inc. (MMC) to craft a portfolio of local mitigation commitments. City Staff believes that adding this portfolio of local commitments to the CEC Staff Assessment conditions will address any potential inconsistencies with the General Plan and makes a good faith effort to address the community's primary concerns. The measures and commitments in the enclosed letter from MMC take into consideration the Certification Process and the San Diego Air Pollution Control District (District) Report statements regarding the impacts, or lack of impacts from the proposed project and the corresponding recommendations. Staff is particularly aware that the District has found that, "the project as proposed will comply with all applicable District rules and regulations if it is constructed and operated in accordance with the information submitted in conjunction with the application(s) for District Authority to Construct, the application for certification submitted to the CEC and the terms and conditions of the FDOC," and "Based on emissions calculations, emissions offsets are not required for this project, Rule 20.2(d)(5)- Emissions Offsets."

Pursuant to these findings by the CEC and San Diego APCD, City Staff joins MMC in recommending that, to the extent possible, the CEC include the measures and commitments contained in the MMC letter as conditions in the Final Staff Assessment, and ultimately the CEC final decision. Subsequent to the Commission adopting the

measures contained in the attached letter and/or the completion of a detailed written agreement between the City and MMC on any of the measures not included in the CEC proposed decision, and timely payment by MMC to implement the measures, the City concludes that any potential inconsistencies with the City's General Plan will have been addressed.

City Staff requests that the CEC notify the City and MMC whether or not staff is able to recommend that the Commission adopt the measures as conditions to the Project's approval, and whether or not they can be added as conditions prior to the next public workshop or hearing. Please feel free to call if you have any questions.

Sincerely,



Scott Tulloch, Assistant City Manager
City of Chula Vista

Enclosure

cc: David R. Garcia, City Manager,
Bart Meisfeld, City Attorney
Harry Scarborough, Vice President Development MMC Inc.