

UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION

Public Utility District No. 1 of Chelan County

Project No. 637-093

ORDER GRANTING EXTENSION OF TIME

(Issued May 4, 2016)

1. On April 25, 2016, Public Utility District No. 1 of Chelan County, Washington, licensee for the Lake Chelan Hydroelectric Project No. 637, requested an extension of time to file its 2015 annual flow and water temperature report. The project is located on the Chelan River in Chelan County, Washington.

Requirements

2. Ordering paragraph (D) of the Commission's Order Modifying and Approving Operations Compliance and Monitoring Plan¹ requires the license to report the results of implementing the plan annually. On April 30, 2013, the licensee requested that its filing deadline be revised to April 30 of the subsequent year, which the Commission approved On September 10, 2013.²

License's Request

3. The licensee requests a 45-day extension of time, until June 15, 2016, to file its 2015 report. The licensee indicates that it experienced unspecified delays in compiling the 2015 data, and that it was unable to provide a draft report to the resource agencies until late April 2016. As such, the requested extension of time would be used to allow for a 30-day review and comment period and to address any comments received. The licensee's filing indicates that the resource agencies have been notified of the delays.

¹ (121 FERC ¶ 62,152), issued November 30, 2007.

² Order Revising Annual Flow and Water Temperature Reporting Date (144 FERC ¶ 62,221).

Conclusion

4. The licensee's request to extend the deadline for filing its 2015 report until June 15, 2016 would provide additional time to complete the required consultation and to incorporate any agencies' recommendations into a finalized report. Extending the reporting deadline would not impact the licensee's ability to implement its plan in 2016, and no objections to the request have been provided. For these reasons, the licensee's request appears reasonable and should be approved.

5. The licensee is reminded to request an extension as early as it becomes aware of any delay. Because a 30-day review and comment period is required, the licensee should have known it would be unable to meet the April 30 deadline prior to April 1, 2016. Moreover, the licensee should explain the cause of any delay more thoroughly in any future extension of time requests.

The Director orders:

(A) Public Utility District No. 1 of Chelan County's (licensee) April 25, 2016 request to extend the deadline for filing its 2015 annual flow and water temperature report for the Lake Chelan Hydroelectric Project No. 637 is approved. The licensee must file the 2015 report by June 15, 2016.

(B) This order constitutes final agency action. Any party may file a request for rehearing of this order within 30 days from the date of its issuance, as provided in section 313(a) of the Federal Power Act, 16 U.S.C. § 8251 (2012), and the Federal Energy Regulatory Commission's regulations at 18 CFR § 385.713 (2015). The filing of a request for hearing does not operate as a stay of the effective date of this order, or of any other date specified in this order. The licensee's failure to file a request for rehearing shall constitute acceptance of this order.

Thomas J. LoVullo
Chief, Aquatic Resources Branch
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Document Content(s)

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