

139 FERC ¶ 62,162
UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION

Public Utility District No. 1 of Chelan County,
Washington

Project No. 2145-112

ORDER MODIFYING ANNUAL OPERATIONS COMPLIANCE MONITORING
PLAN FILING DATE PURSUANT TO ARTICLE 402

(Issued May 30, 2012)

1. On February 18, 2010, Public Utility District No. 1 of Chelan County, Washington (licensee) filed a request to modify the filing date of its Annual Operations Plan pursuant to Article 402 of the February 19, 2009 Order on Offer of Settlement and Issuing New License¹ for the Rocky Reach Project. The project is located on the Columbia River in Douglas and Chelan counties, Washington.
2. License Article 402 requires the licensee to file, for Federal Energy Regulatory Commission (Commission) approval, an Annual Operations Plan by February 15 of each year. By letter filed with the Commission on February 18, 2010, the licensee requested that the annual filing date be modified to March 30 to better coincide with the development and approval of its annual Fish Spill Plan, which requires approval by the Habitat Conservation Plan Coordinating Committee in accordance with its Habitat Conservation Plan. The licensee's filing included documentation of consultation with the resource agencies required under Article 402, supporting its request.
3. The reason and information filed by the licensee in support of the requested amendment of its Annual Operations Plan filing date are reasonable and justify approving the proposed amendment. Therefore, the licensee should file its associated annual plan under Article 402 annually by March 30, beginning March 30, 2013.

The Director orders:

(A) The deadline for Public Utility District No. 1 of Chelan County, Washington (licensee) to file its Annual Operations Plan under license Article 402 for the Rocky Reach Project is amended to March 30, beginning March 30, 2013.

¹ 126 FERC ¶ 61,138 (2009)

(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 (2006), and the Federal Energy Regulatory Commission's regulations at 18 C.F.R. § 385.713 (2011). The filing of a request for rehearing 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
Division of Hydropower Administration
and Compliance