

FEDERAL ENERGY REGULATORY COMMISSION
WASHINGTON, D.C. 20426
December 5, 2019

OFFICE OF ENERGY PROJECTS

Project No. 2701-059 – New York
West Canada Creek Hydroelectric Project
Erie Boulevard Hydropower, LP

VIA Electronic Mail

Mr. Steven Murphy,
Director of Licensing
Brookfield Renewable
Steven.murphy@brookfieldrenewable.com

Reference: Request to Amend ILP Process Plan and Schedule

Dear Mr. Murphy:

On October 31, 2019, Erie Boulevard Hydropower, LP (Erie) filed an Integrated Licensing Process (ILP) Relicensing Studies Progress Report #2 and Request to Modify the Process Plan and Schedule to Align with Study Plan Determination for the West Canada Creek Hydroelectric Project (West Canada Creek Project). As required by 18 C.F.R. 5.15(c)(1), the Initial Study Report (ISR) is due one year after issuance of the Commission's Study Plan Determination (SPD). The original process plan and schedule for the West Canada Creek Project anticipated that Commission staff would issue the SPD for the West Canada Creek Project on January 10, 2019, therefore requiring Erie to file the ISR on January 10, 2020. However, the SPD was not issued until March 7, 2019.¹ While the SPD included a revised process plan that extended some deadlines, it did not change the due date for the ISR. As a result, Erie now requests a revision of the process plan to change the filing date of the ISR to March 7, 2020, to

¹ As required in the approved process plan, Erie filed a Revised Study Plan (RSP) on December 11, 2018, and comments on the RSP were due December 26, 2018. Based on the approved process plan, the Commission was scheduled to issue the SPD on January 10, 2019; however, due to the funding lapse at certain federal agencies between December 22, 2018, and January 25, 2019, Commission staff revised the process plan and issued the SPD on March 7, 2019, in order to allow affected agencies time to comment.

allow a full year following issuance of the SPD to conduct data analysis and prepare the study reports.²

In the interest of supporting the development of a more complete ISR and ensuring Erie has adequate time to complete data analysis and prepare the study reports, we are modifying the process plan to require filing of the ISR by March 7, 2020. The revised process plan is attached as Appendix A.

If you have any questions, please contact Emily Carter at emily.carter@ferc.gov or (202) 502-6512.

Sincerely,

Vince Yearick
Director
Division of Hydropower Licensing

Enclosure: Appendix A (Revised Process Plan)

² Erie states that it is currently not requesting any schedule revisions to the filing of the Updated Study Report, which is due January 10, 2021.

Appendix A

Revised Process Plan for the West Canada Creek Project

The process plan includes a list of pre-filing milestones, but does not include all post-filing milestones that will be needed to process the final license application. If the due date falls on a weekend or holiday, the due date is the following business day. Shaded milestones are unnecessary if there are no study disputes. Early filings or issuances will not result in changes to these deadlines. **Revised dates are in bold.**

Responsible Party	Pre-Filing Milestone	Current Deadline	Revised Deadline	FERC Regulation
Erie	File Initial Study Report	1/10/20	3/7/20	5.15(c)(1)
All Stakeholders	Initial Study Report Meeting	1/25/20	3/22/20	5.15(c)(2)
Erie	File Initial Study Report Meeting Summary	2/9/20	4/6/20	5.15(c)(3)
All Stakeholders	File Disagreements/Requests to Amend Study Plan	3/10/20	5/6/20	5.15(c)(4)
All Stakeholders	File Responses to Disagreements/Amendment Requests	4/9/20	6/5/20	5.15(c)(5)
FERC	Issue Director's Determination on Disagreements/Amendments	5/9/20	7/5/20	5.15(c)(6)
Erie	Second Study Season	Spring- Fall 2020	No Change	5.15(a)
Erie	File Preliminary Licensing Proposal (or Draft License Application)	10/1/20	No Change	5.16(a)-(c)
All Stakeholders	File Comments on Preliminary Licensing Proposal (or Draft License Application)	12/30/20	No Change	5.16(e)
Erie	File Updated Study Report	1/10/21	No Change	5.15(f)
All Stakeholders	Updated Study Report Meeting	1/25/21	No Change	5.15(f)
Erie	File Updated Study Report Meeting Summary	2/9/21	No Change	5.15(f)
Erie	File Final License Application	2/28/21	No Change	5.17

Appendix A

Responsible Party	Pre-Filing Milestone	Current Deadline	Revised Deadline	FERC Regulation
All Stakeholders	File Disagreements/Requests to Amend Study Plan	3/11/21	No Change	5.15(f)
Erie	Issue Public Notice of Final License Application Filing	3/15/21	No Change	5.17(d)(2)
All Stakeholders	File Responses to Disagreements/Amendment Requests	4/10/21	No Change	5.15(f)
FERC	Issue Director's Determination on Disagreements/Amendments	5/10/21	No Change	5.15(f)