

UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION

City of Crystal Falls) Project No. 11402-027

ORDER GRANTING EXTENSION OF TIME

(Issued April 12, 1999)

The licensee for the Crystal Falls Project has requested an extension of the deadline to comply with the requirements of amended articles 404, 405, and 406 of its license, 1/ as amended. 1/ The project is located on the Paint River in Iron County, Michigan.

Amended article 404 requires the licensee to file an annual report on dissolved oxygen concentrations and water temperature monitoring by February 15 of the year following initial monitoring. Amended article 405 requires the licensee to file its barrier net protocol within 90 days after removing the barrier net upon completion of the first year of deployment. Amended article 406 requires the licensee to file a final interim report on barrier net sampling on April 1 of the year following the first year of study.

The licensee states that the barrier net installation and monitoring must be conducted during an ice-free period which would indicate a time frame of early May of this year. This would require that the barrier net sampling could not be conducted until the following May. The licensee has provided copies of its extension request to Federal and state resource agencies and none has objected.

The reasons advanced by the licensee in support of the requested extensions of time are reasonable and justify the extensions.

The Director orders:

1/ 73 FERC ¶ 62,036 (1995).

2/ See Order Approving Water Quality Monitoring Plan at 79 FERC ¶ 62,009 (1997) issued on April 10, 1997, Order Modifying and Approving Plan for the Installation and Monitoring of a Barrier Net at 75 FERC ¶ 62,102 (1996) issued on May 10, 1996, and Order Modifying and Approving Barrier Net Effectiveness Monitoring Plan at 82 FERC ¶ 62, 135 (1998) issued on February 27, 1998.

(A) The deadline for filing the annual monitoring report, as required by amended article 404, is extended to February 15, 2001.
(B) The deadline for filing the barrier net protocol documentation, as required by amended article 405, is extended to August 10, 1999.

(C) The deadline for filing the final interim report on barrier net sampling, as required by amended article 406, is extended to April 1, 2001.

(D) This order constitutes final agency action. Requests for rehearing by the Commission may be filed within 30 days of the date of issuance of this order, pursuant to 18 C.F.R. § 385.713.

J.Mark Robinson
Director
Division of Licensing and Compliance