

**DOCKETED**

<b>Docket Number:</b>	01-AFC-06C
<b>Project Title:</b>	Magnolia Power Project-Compliance
<b>TN #:</b>	269530
<b>Document Title:</b>	Magnolia Power Project Order April 8, 2026 Business Meeting
<b>Description:</b>	Magnolia Power Project (01-AFC-06C) Order Approving the Amendment to Allow Captured Stormwater to be Used as a Water Supply ORDER NO: 2026-0408-03a-April 8, 2026 Business Meeting
<b>Filer:</b>	susan fleming
<b>Organization:</b>	California Energy Commission
<b>Submitter Role:</b>	Commission Staff
<b>Submission Date:</b>	4/17/2026 3:32:11 PM
<b>Docketed Date:</b>	4/17/2026



## CALIFORNIA ENERGY COMMISSION

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### In the Matter of Magnolia Power Project (01-AFC-06C)

**ORDER approving the amendment to allow captured stormwater to be used as a water supply.**

**ORDER NO: 2026-0408-03a**

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### **I. BACKGROUND**

On September 12, 2024, Southern California Public Power Authority, the project owner of the Magnolia Power Plan (MPP), filed a post certification petition ([TN 259131](#)) with the California Energy Commission (CEC) requesting to amend the 2003 Final Commission Decision (Decision) to allow captured stormwater to be used as a water supply.

The additional water supply alternative is due to a stormwater improvement project (SWIP), constructed by the City of Burbank Water and Power Department (BWP) located on the BWP campus adjacent to the MPP. The purpose of the SWIP is to capture, retain, infiltrate and reuse onsite stormwater. Captured stormwater would either be used by MPP for power plant cooling or infiltrated into onsite soil. The SWIP would incorporate a 37,000-cubic-foot proposed modification that is expected to improve local stormwater quality since the SWIP would capture stormwater instead of discharging it to the Burbank Western Channel. Captured stormwater would be conveyed to MPP by connection to the existing underground piping system.

The MPP is a 323 MW, natural gas-fired, thermal power plant operating in combined-cycle configuration. The project is located in Burbank, Los Angeles County. It was certified by the CEC in March 2003 and began commercial operation in September 2005.

Based on a review of the petition, Staff proposes to modify the following Condition of Certification(COC):

- Modify text in COC **SOIL AND WATER-6** to accept captured stormwater to be used as a water supply.

The modification to allow the additional water supply alternative is not expected to result in impacts to hydrology or water quality. Therefore, staff has determined that proposed modifications to the SOIL AND WATER COC will not result in significant impacts to the environment.

The proposed amendments to the Decision are necessary to promote environmental stewardship and allow conservation of the primary MPP water sources when stormwater is available. It also avoids having to discharge water to local storm channels when it can be reused onsite at MPP. Furthermore, it adds a layer of protection for any potential spills or possible pollutants entering the Burbank Western Channel. The modifications proposed by the CEC staff to the Soil and Water COC would allow the project to continue to operate in compliance with the Decision and applicable laws, ordinances, regulations, and standards (LORS).

## **II. STAFF RECOMMENDATION**

Staff recommends the CEC approve the petition to amend including the modified COC provided herein.

Staff has reviewed the petition for potential environmental effects and consistency with applicable LORS pursuant to California Code of Regulations, title 20, section 1769. Staff concludes that, the addition of amended condition of certification (**SOIL AND WATER-6**) will not result in significant effects on the environment. Staff also concludes that the project would continue to comply with all applicable LORS and that the findings specified in California Code of Regulations, title 20, section 1748(b), do not apply to the proposed changes. Staff also concludes the proposed modified SOIL AND WATER COC does not meet any of the criteria requiring the preparation of subsequent or supplement review pursuant to Public Resources Code section 21166 or California Code of Regulations, title 14, sections 15162 and 15163. Staff's assessment of the petition was subject to a 30-day comment period.

## **III. ENERGY COMMISSION FINDINGS**

Based on the record, including staff's analysis, the CEC concludes that the proposed modified COC will not result in any significant impacts to public health and safety, or to the environment. The CEC finds that:

- The petition meets all the filing criteria of California Code of Regulations, title 20, section 1769(a) concerning post-certification project changes;
- The new and modified COCs will not change the findings in the CEC's Final Decision, pursuant to California Code of Regulations, title 20, section 1748;
- The findings required under California Code of Regulations, title 20, section 1748(b), are not applicable to this petition;

- The project will remain in compliance with all applicable laws, ordinances, regulations, and standards, subject to the provisions of Public Resources Code, section 25525;
- The proposed amended condition of certification will not result in any significant environmental impacts: (SOIL AND WATER-6);
- The proposed project change does not meet the criteria requiring the production of subsequent or supplemental review as specified in California Code of Regulations, title 14, section 15162(a);
- Notice of the staff assessment was mailed to the CEC's list of interested parties and property owners of all parcels within 500 feet of any affected project linears and 1,000 feet of the project site as well as emailed to the MPP subscription list; and
- The staff assessment was posted to the docket on March 5, 2026, and was subject to a 30-day comment period.

#### **IV. CONCLUSION AND ORDER**

Based on its independent review of staff's analysis ([TN 268946](#)) the CEC hereby adopts the CEC Findings set forth herein and approves the petition to amend and the modified condition of certification, to the Commission Final Decision proposed in the Staff Recommendations.

#### **V. IT IS SO ORDERED.**

**II. APPROVED AND ADOPTED** this 8th day of April 2026, by the following vote:

AYE: Gunda, McAllister, Gallardo, Skinner

NAY: NONE

ABSENT: Hochschild

ABSTAIN: NONE

#### ***CERTIFICATION***

The undersigned Secretariat to the CEC does hereby certify that the foregoing is a full, true, and correct copy of an order duly and regularly approved and adopted by the affirmative vote of the CEC at a meeting held on April 8, 2026.



Kim Todd  
Secretariat