

DOCKETED

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| Docket Number: | 22-BUSMTG-01 |
| Project Title: | Business Meeting Agendas, Transcripts, Minutes, and Public Comments |
| TN #: | 244091 |
| Document Title: | Order and Resolution for July 13, 2022 Business Meeting |
| Description: | N/A |
| Filer: | Liza Lopez |
| Organization: | California Energy Commission |
| Submitter Role: | Commission Staff |
| Submission Date: | 7/14/2022 4:58:50 PM |
| Docketed Date: | 7/14/2022 |

STATE OF CALIFORNIA
STATE ENERGY RESOURCES
CONSERVATION AND DEVELOPMENT COMMISSION

RESOLUTION: Ocean Protection Council

RESOLVED, that the State Energy Resources Conservation and Development Commission (CEC) adopts the staff CEQA findings contained in the Agreement or Amendment Request Form (as applicable); and

RESOLVED, that the CEC approves Agreement RMB700- 22-001 with the Ocean Protection Council for the CEC to receive \$199,836 to collect and compile cultural resources data for California Central Coast offshore wind energy development affecting state lands and waters. CEC staff will compile cultural resources data into a geographic information system. The system will be accessible to state agencies and Central Coast California Native American tribes to assist with making decisions about onshore, near shore, and offshore resources that may be affected by offshore wind development; and

FURTHER BE IT RESOLVED, that the Executive Director or their designee shall execute the same on behalf of the CEC.

CERTIFICATION

The undersigned Secretariat to the CEC does hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the CEC held on July 13, 2022.

AYE: Hochschild, Gunda, McAllister, Monahan

NAY: NONE

ABSENT: Vaccaro

ABSTAIN: NONE

Dated: July 14, 2022

SIGNED BY:

Liza Lopez
Secretariat

STATE OF CALIFORNIA
STATE ENERGY RESOURCES
CONSERVATION AND DEVELOPMENT COMMISSION

RESOLUTION: National Association of State Energy Officials (NASEO)

RESOLVED, that the State Energy Resources Conservation and Development Commission (CEC) adopts the staff CEQA findings contained in the Agreement or Amendment Request Form (as applicable); and

RESOLVED, that the CEC approves Agreement 200-22-003 for \$26,332 for a one-year membership. The membership gives staff the opportunity to connect with policy and decisionmakers, officials from other state and regional energy offices, and private and public sector affiliates. Membership also provides a forum for exchanging information, ideas, and resources, and to learn about funding and partnership opportunities; and

FURTHER BE IT RESOLVED, that the Executive Director or their designee shall execute the same on behalf of the CEC.

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AYE: Hochschild, Gunda, McAllister, Monahan
NAY: NONE
ABSENT: Vaccaro
ABSTAIN: NONE

Dated: July 14, 2022

SIGNED BY:

Liza Lopez
Secretariat

STATE OF CALIFORNIA
STATE ENERGY RESOURCES
CONSERVATION AND DEVELOPMENT COMMISSION

RESOLUTION: DIRECTING EXECUTIVE DIRECTOR OR DESIGNEE TO APPROVE
CALAPP GRANTS UNDER GFO-21-402

WHEREAS, California Energy Commission (CEC) staff issued grant solicitation GFO-21-402 (Grant Funding Opportunity); and

WHEREAS, the GFO's purpose is to offer funding opportunities under the CEC's CalAPP Program for California cities, counties, or cities and counties, to establish online, automated solar permitting; and

WHEREAS, the GFO awards grants on a first-come, first-served basis to entities meeting the very simple, few, and purely objective, solicitation requirements; and

WHEREAS, the GFO should result in numerous, simple grants to local governments, that if all were brought to CEC business meetings for approval would unnecessarily take substantial administrative resources and time that could otherwise be used for other CEC programs, including the new programs anticipated with potential new appropriations of state and federal funds; and

WHEREAS, this resolution will greatly speed up the award of grants under the GFO and the realization of the grants' benefits as well as free up CEC staff time to speed up the awards under other programs and the benefits of those programs; and

WHEREAS, the CEC's legal office has considered the application of the California Environmental Quality Act (CEQA) to any potential grants awarded under the GFO and found that none will meet the definition of a project for purposes of CEQA; and

RESOLVED, the CEC hereby finds that no project under the GFO meets the definition of a project under CEQA and directs, to the extent funds are available and the GFO remains open, the Executive Director (ED) or the ED's designee to approve all applications meeting the GFO's requirements and any needed changes to the GFO.

CERTIFICATION

The undersigned Secretariat to the CEC does hereby certify that the foregoing is a full, true, and correct copy of a Resolution duly and regularly adopted at a meeting of the CEC held on July 13, 2022.

AYE: Hochschild, Gunda, McAllister, Monahan
NAY: NONE
ABSENT: Vaccaro
ABSTAIN: NONE

Dated: July 14, 2022

SIGNED BY: _____

Liza Lopez
Secretariat

STATE OF CALIFORNIA

STATE ENERGY RESOURCES
CONSERVATION AND DEVELOPMENT COMMISSION

**RESOLUTION: ADOPTING FORMS AND INSTRUCTIONS FOR ELECTRICITY
RESOURCE PLANS**

RESOLVED, that the State Energy Resources Conservation and Development Commission (CEC) adopts the staff CEQA findings contained in the Agreement or Amendment Request Form (as applicable); and

RESOLVED, the California Energy Commission hereby adopts the Instructions for Transmission-Related Data Collection, along with any changes identified at its July 13, 2022 Business Meeting; and

FURTHER BE IT RESOLVED, that the Executive Director or their designee shall execute the same on behalf of the CEC.

CERTIFICATION

The undersigned Secretariat to the CEC does hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the CEC held on July 13, 2022.

AYE: Hochschild, Gunda, McAllister, Monahan

NAY: NONE

ABSENT: Vaccaro

ABSTAIN: NONE

Dated: July 14, 2022

SIGNED BY:

Liza Lopez
Secretariat

STATE OF CALIFORNIA
STATE ENERGY RESOURCES
CONSERVATION AND DEVELOPMENT COMMISSION

RESOLUTION: Evergreen Economics, Inc.

RESOLVED, that the State Energy Resources Conservation and Development Commission (CEC) adopts the staff CEQA findings contained in the Agreement or Amendment Request Form (as applicable); and

RESOLVED, that the CEC approves Agreement 400-22- 001 with Evergreen Economics, Inc. for a three-year, \$252,970 contract for expert and timely economic analysis services to assess statewide impacts of CEC regulations that have a potential economic impact of \$50 million or more in any 12-month period between publication by the Secretary of State and 12 months following full implementation. These regulations require the completion of a Standardized Regulatory Impact Assessment report, consistent with Department of Finance specifications; and

FURTHER BE IT RESOLVED, that the Executive Director or their designee shall execute the same on behalf of the CEC.

CERTIFICATION

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AYE: Hochschild, Gunda, McAllister, Monahan
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ABSENT: Vaccaro
ABSTAIN: NONE

Dated: July 14, 2022

SIGNED BY:

Liza Lopez
Secretariat

STATE OF CALIFORNIA
STATE ENERGY RESOURCES
CONSERVATION AND DEVELOPMENT COMMISSION

RESOLUTION: University Enterprises, Inc.

RESOLVED, that the State Energy Resources Conservation and Development Commission (CEC) adopts the staff CEQA findings contained in the Agreement or Amendment Request Form (as applicable); and

RESOLVED, that the CEC approves Agreement 150-22-001 with University Enterprises, Inc. for a \$675,000 contract to purchase and test appliances to determine compliance with title 20 energy efficiency standards; and

FURTHER BE IT RESOLVED, that the Executive Director or their designee shall execute the same on behalf of the CEC.

CERTIFICATION

The undersigned Secretariat to the CEC does hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the CEC held on July 13, 2022.

AYE: Hochschild, Gunda, McAllister, Monahan

NAY: NONE

ABSENT: Vaccaro

ABSTAIN: NONE

Dated: July 14, 2022

SIGNED BY: _____

Liza Lopez
Secretariat

RESOLUTION NO: 22-0713-4

STATE OF CALIFORNIA

**STATE ENERGY RESOURCES
CONSERVATION AND DEVELOPMENT COMMISSION**

**RESOLUTION: APPROVING APPOINTMENT OF NEW MEMBERS TO
THE DISADVANTAGED COMMUNITIES ADVISORY GROUP**

WHEREAS, Senate Bill 350 (SB 350) (de León, Chapter 547, Statutes of 2015), as codified in the California Public Utilities Code Section 400 (g), requires the California Public Utilities Commission (CPUC) and the California Energy Commission (CEC) (Commissions) to establish a Disadvantaged Communities Advisory Group (DACAG) consisting of representatives from disadvantaged communities identified pursuant to Section 39711 of the Health and Safety Code; and

WHEREAS, the DACAG will review and provide advice on proposed SB 350 clean energy and pollution reduction programs and determine whether those proposed programs will be effective and useful in disadvantaged communities; and

WHEREAS, the Charter of the DACAG allows for members of the DACAG to be appointed for a two-year term; and

WHEREAS, the Charter of the DACAG establishes that five members of the DACAG have terms that begin April 1 and end March 31 of even-numbered years and five members have terms that begin April 1 and end March 31 of odd-numbered years; and

WHEREAS, the CEC and CPUC gave public notice on March 11, 2022 about new vacancies on the DACAG and solicited applications from candidates interested in serving; and

WHEREAS, Julia Hatton is seeking appointment for an initial two-year term beginning April 1, 2022 into a vacant position; and

WHEREAS, Vice Chair Gunda and Commissioner Monahan from the CEC, and Commissioners Rechtschaffen and Houck from the CPUC jointly nominate the above-listed member.

THEREFORE BE IT RESOLVED, that the CEC accepts the commissioners' joint nomination and approves the appointment of Julia Hatton to a two-year term to the DACAG beginning April 1, 2022 and ending March 31, 2024.

CERTIFICATION

The undersigned Secretariat to the CEC does hereby certify that the foregoing is a full, true, and correct copy of a Resolution duly and regularly adopted at a meeting of the CEC held on July 13, 2022.

AYE: Hochschild, Gunda, McAllister, Monahan

NAY: NONE

ABSENT: Vaccaro

ABSTAIN: NONE

Dated: July 14, 2022

SIGNED BY:

Liza Lopez
Secretariat

STATE OF CALIFORNIA
STATE ENERGY RESOURCES
CONSERVATION AND DEVELOPMENT COMMISSION

IN THE MATTER OF:

GEM A-CAES LLC
Application for Certification

Docket No. 21-AFC-02

**ORDER FINDING THE APPLICATION
FOR CERTIFICATION COMPLETE**

I. INTRODUCTION

On December 1-2, 2021, GEM A-CAES LLC (applicant) filed an Application for Certification (AFC) with the California Energy Commission (CEC) to construct and operate the Gem Energy Storage Center (Gem) in unincorporated Kern County approximately one mile northeast of the community of Willow Springs and seven miles west of Rosamond. The 71-acre site is bounded on the north by Sweetser Road and on the west by Tehachapi Willow Springs Road (90th Street West) with a physical address of 8684 Sweetser Road, Rosamond. Gem would be a nominal 500-megawatt, 4,000 megawatt-hour advanced compressed air energy storage facility capable of flexibly charging and discharging daily.

II. BACKGROUND

Public Resources Code section 25522, as implemented by California Code of Regulations, title 20, sections 1704 and 1709, sets forth the process for the CEC to determine the completeness of an AFC prior to accepting it as complete and starting the 12-month timeline to reach a decision on the AFC, as required under Public Resources Code section 25540.6.

Upon the filing of an AFC, the executive director determines whether it contains the information required under California Code of Regulations, title 20, section 1704, and is complete. California Code of Regulations, title 20, Appendix B (Appendix B) provides the information necessary for a complete AFC. The executive director files a recommendation to the CEC on whether the filing is complete or needs to be supplemented to conform to the CEC's information requirements. The CEC then acts upon the executive director's recommendation.

III. EXECUTIVE DIRECTOR'S RECOMMENDATION

On July 5, 2022, the executive director filed a data adequacy recommendation with the CEC finding that the applicant has filed a complete AFC based on an analysis pursuant to Appendix B.

The executive director recommends the CEC adopt the executive director's recommendation that the applicant has filed a complete AFC for Gem and the 12-month timeline to reach a decision on the AFC, as required under Public Resources Code section 25540.6, should begin.

IV. FINDINGS

Pursuant to Public Resources Code section 25522 and California Code of Regulations, title 20, sections 1704 and 1709, the CEC concurs with the executive director's recommendation filed July 5, 2022, and finds that the Gem filing is complete in the information required for an AFC under Appendix B, and the 12-month timeline to reach a decision on the AFC, as required under Public Resources Code section 25540.6, begins.

IT IS SO ORDERED.

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 adopted at a meeting of the CEC held on July 13, 2022.

AYE: Hochschild, Gunda, McAllister, Monahan

NAY: NONE

ABSENT: Vaccaro

ABSTAIN: NONE

Dated: July 14, 2022

SIGNED BY:

Liza Lopez
Secretariat

STATE OF CALIFORNIA
STATE ENERGY RESOURCES
CONSERVATION AND DEVELOPMENT COMMISSION

IN THE MATTER OF:

San Jose City Backup Generating
Facility

Docket No. 19-SPPE-04

ADOPTION ORDER ON COMMITTEE
PROPOSED DECISION

I. BACKGROUND

By this **ORDER**, the State Energy Resources Conservation and Development Commission, also known as the California Energy Commission (CEC), hereby adopts as its own Commission Decision the Committee Proposed Decision, dated July 1, 2022.¹

The Committee Proposed Decision addresses the Application for a Small Power Plant Exemption² submitted by Microsoft Corporation (Applicant) for the San Jose City Backup Generating Facility, which includes 224 0.45-megawatt (MW) natural gas generators, a 1.25 MW Tier 4 diesel generator, and a 0.5 MW Tier 4 diesel generator (Backup Generators) to provide an uninterruptable power supply to the San Jose City Data Center. The Backup Generators and the San Jose City Data Center would be located at 1657 Alviso Milpitas Road in the City of San José, California. The Backup Generators, the San Jose City Data Center, and related activities, are collectively referred to herein as “the Project.”

The Commission Decision is based upon the hearing record of these proceedings. The Final Environmental Impact Report, addendum, and hearing record are on file in the CEC’s Docket Unit, located at 715 P Street, Sacramento, CA 95814, and are available for inspection by any person. The documents and other materials that make up the

¹ TNs 243824-1, 243824-2.

² Information about this proceeding, including a link to the electronic docket, may be found on [the San Jose Data Center web page](https://www2.energy.ca.gov/sitingcases/sj2/) at <https://www2.energy.ca.gov/sitingcases/sj2/>. Documents related to this proceeding may be found in the [online docket](https://efiling.energy.ca.gov/Lists/DocketLog.aspx?docketnumber=19-SPPE-04) at <https://efiling.energy.ca.gov/Lists/DocketLog.aspx?docketnumber=19-SPPE-04>. The application is TNs 230741, 230762, 230763, 230765, and 230770, and a supplemental application is TNs 239409, 239410, 239411, 239412, 239413, 239419, 239420, 239421, 239422, and 239597.

record of this proceeding relied upon in making this decision are also available on the [San Jose Data Center web page](https://ww2.energy.ca.gov/sitingcases/sj2/) at: <https://ww2.energy.ca.gov/sitingcases/sj2/>.

II. ENERGY COMMISSION FINDINGS

We hereby adopt the following findings pursuant to Public Resources Code sections 21000 et seq. and 25541 and applicable implementing regulations, in addition to those contained in the Commission Decision:

1. The generating capacity of the Backup Generators will not exceed 100 megawatts.
2. The construction and operation activities of the Project will not create a substantial adverse impact on the environment.
3. The construction and operation activities of the Project will not create a substantial adverse impact on energy resources.

III. ORDER

Therefore, we order the following:

1. The San Jose City Backup Generating Facility is **GRANTED** a Small Power Plant Exemption from the Application for Certification provisions of the CEC's power plant licensing process. This Order is adopted, issued, effective, and final on July 13, 2022.
2. The Hearing and Advisory Unit of the CEC's Chief Counsel's Office shall incorporate the Commission Decision and any modifications made by the Commission during the July 13, 2022, Business Meeting into a single document. Preparation and publication of the Commission Final Decision shall not affect the adoption, issuance, effectiveness, or finality of this Order.
3. The CEC staff shall file a Notice of Determination with the State Clearinghouse within five (5) business days of July 13, 2022, subject to Applicant being responsible for payment of all applicable filing fees.

CERTIFICATION

The undersigned Secretariat to the CEC does hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the CEC held on July 13, 2022.

AYE: Hochschild, Gunda, McAllister, Monahan

NAY: NONE

ABSENT: Vaccaro

ABSTAIN: NONE

Dated: July 14, 2022

SIGNED BY:

Liza Lopez
Secretariat

STATE OF CALIFORNIA
STATE ENERGY RESOURCES
CONSERVATION AND DEVELOPMENT COMMISSION

RESOLUTION: Humboldt State University Sponsored Program Foundation.

RESOLVED, that the State Energy Resources Conservation and Development Commission (CEC) adopts the staff CEQA findings contained in the Agreement or Amendment Request Form (as applicable); and

RESOLVED, that the CEC approves Agreement 700-22-002 with Humboldt State University Sponsored Program Foundation for a \$644,999 contract to analyze transmission infrastructure limitations and opportunities, map existing transmission infrastructure, and provide technical data and assistance to further assess wind energy resources off the coast in Northern California and Southern Oregon; and

FURTHER BE IT RESOLVED, that the Executive Director or their designee shall execute the same on behalf of the CEC.

CERTIFICATION

The undersigned Secretariat to the CEC does hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the CEC held on July 13, 2022.

AYE: Hochschild, Gunda, McAllister, Monahan
NAY: NONE
ABSENT: Vaccaro
ABSTAIN: NONE

Dated: July 14, 2022

SIGNED BY:

Liza Lopez
Secretariat

STATE OF CALIFORNIA
STATE ENERGY RESOURCES
CONSERVATION AND DEVELOPMENT COMMISSION

RESOLUTION: Lumen Energy Strategy, LLC.

RESOLVED, that the State Energy Resources Conservation and Development Commission (CEC) adopts the staff CEQA findings contained in the Agreement or Amendment Request Form (as applicable); and

RESOLVED, that the CEC approves Agreement EPC-22-001 with Lumen Energy Strategy, LLC for a \$1,950,000 grant to develop new inputs, assumptions, and tools to capture the impacts of climate change on electricity supply and demand as California transitions to a zero-carbon electricity system. This effort will advance the state's electricity resource planning model framework to reflect the impact of projected climate patterns and environmental extremes on electricity supply, demand, and the resulting resilience of electricity service to ratepayers; and

FURTHER BE IT RESOLVED, that the Executive Director or their designee shall execute the same on behalf of the CEC.

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AYE: Hochschild, Gunda, McAllister, Monahan

NAY: NONE

ABSENT: Vaccaro

ABSTAIN: NONE

Dated: July 14, 2022

SIGNED BY:

Liza Lopez
Secretariat

STATE OF CALIFORNIA
STATE ENERGY RESOURCES
CONSERVATION AND DEVELOPMENT COMMISSION

RESOLUTION: Institute of Gas Technology dba Gas Technology Institute

RESOLVED, that the State Energy Resources Conservation and Development Commission (CEC) adopts the staff CEQA findings contained in the Agreement or Amendment Request Form (as applicable); and

RESOLVED, that the CEC approves Agreement PIR-22-001 with Institute of Gas Technology dba Gas Technology Institute for a \$1,770,000 grant for a technical study of the impacts of using 100% hydrogen (H2) or fossil fuel blended with greater than 50% H2 in hard-to-electrify equipment in large commercial buildings and industrial processes. The study will assess the associated costs, safety implications, and emissions impacts of adopting H2-based fuels in these sectors; and

FURTHER BE IT RESOLVED, that the Executive Director or their designee shall execute the same on behalf of the CEC.

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AYE: Hochschild, Gunda, McAllister, Monahan

NAY: NONE

ABSENT: Vaccaro

ABSTAIN: NONE

Dated: July 14, 2022

SIGNED BY:

Liza Lopez
Secretariat

STATE OF CALIFORNIA
STATE ENERGY RESOURCES
CONSERVATION AND DEVELOPMENT COMMISSION

RESOLUTION: DNV GL USA, Inc.

RESOLVED, that the State Energy Resources Conservation and Development Commission (CEC) adopts the staff CEQA findings contained in the Agreement or Amendment Request Form (as applicable); and

RESOLVED, that the CEC approves Agreement PIR-22-002 with DNV GL USA, INC. for a \$1,499,275 grant to develop a data-driven tool that will provide state agencies, local governments, investor-owned utilities, and other stakeholders with valuable information for assessing the technical, social and economic feasibility of decommissioning specific segments of the gas system. The project will combine a set of geospatial data layers to produce a scalable and systematic approach to identify promising candidate decommissioning sites. This approach will protect sensitive and confidential data, while also producing high-level insights that can be shared publicly; and

FURTHER BE IT RESOLVED, that the Executive Director or their designee shall execute the same on behalf of the CEC.

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NAY: NONE
ABSENT: Vaccaro
ABSTAIN: NONE

Dated: July 14, 2022

SIGNED BY: _____

Liza Lopez
Secretariat

STATE OF CALIFORNIA
STATE ENERGY RESOURCES
CONSERVATION AND DEVELOPMENT COMMISSION

RESOLUTION: FreeWire Technologies, Inc.

RESOLVED, that the State Energy Resources Conservation and Development Commission (CEC) adopts the staff CEQA findings contained in the Agreement or Amendment Request Form (as applicable); and

RESOLVED, that the CEC approves Agreement ARV-22-001 with FreeWire Technologies, Inc. for a \$601,911 grant. This project will deploy battery integrated DCFC infrastructure in Central California with the goal of enabling EV adoption among transportation network company (TNC) drivers; and

FURTHER BE IT RESOLVED, that the Executive Director or their designee shall execute the same on behalf of the CEC.

CERTIFICATION

The undersigned Secretariat to the CEC does hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the CEC held on July 13, 2022.

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Liza Lopez
Secretariat

STATE OF CALIFORNIA
STATE ENERGY RESOURCES
CONSERVATION AND DEVELOPMENT COMMISSION

RESOLUTION: FreeWire Technologies, Inc.

RESOLVED, that the State Energy Resources Conservation and Development Commission (CEC) adopts the staff CEQA findings contained in the Agreement or Amendment Request Form (as applicable); and

RESOLVED, that the CEC approves Agreement ARV-22-001 with FreeWire Technologies, Inc. for a \$601,911 grant. This project will deploy battery integrated DCFC infrastructure in Central California with the goal of enabling EV adoption among transportation network company (TNC) drivers; and

FURTHER BE IT RESOLVED, that the Executive Director or their designee shall execute the same on behalf of the CEC.

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Liza Lopez
Secretariat

STATE OF CALIFORNIA
STATE ENERGY RESOURCES
CONSERVATION AND DEVELOPMENT COMMISSION

RESOLUTION: Zeco Systems, Inc. dba Shell EV Charging Solutions Americas

RESOLVED, that the State Energy Resources Conservation and Development Commission (CEC) adopts the staff CEQA findings contained in the Agreement or Amendment Request Form (as applicable); and

RESOLVED, that the CEC approves Agreement ZVI-22-002 with Zeco Systems, Inc. dba Shell EV Charging Solutions Americas for a \$2,000,000 grant. The purpose of this project is to design, build and operate two EV charging hubs dedicated to accelerating electrification among drivers for TNCs in the Los Angeles region; and

FURTHER BE IT RESOLVED, that the Executive Director or their designee shall execute the same on behalf of the CEC.

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ABSENT: Vaccaro
ABSTAIN: NONE

Dated: July 14, 2022

SIGNED BY: _____

Liza Lopez
Secretariat

STATE OF CALIFORNIA
STATE ENERGY RESOURCES
CONSERVATION AND DEVELOPMENT COMMISSION

RESOLUTION: AMPLY Power Inc.

RESOLVED, that the State Energy Resources Conservation and Development Commission (CEC) adopts the staff CEQA findings contained in the Agreement or Amendment Request Form (as applicable); and

RESOLVED, that the CEC approves Agreement ZVI-22-003 with AMPLY Power, Inc. for a \$2,000,000 grant. The purpose of this project is to install and provide DCFC equipment capable of supporting 48 EVs simultaneously at one charging site exclusively for use by ride-hail and taxi fleets servicing Los Angeles International Airport; and

FURTHER BE IT RESOLVED, that the Executive Director or their designee shall execute the same on behalf of the CEC.

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AYE: Hochschild, Gunda, McAllister, Monahan
NAY: NONE
ABSENT: Vaccaro
ABSTAIN: NONE

Dated: July 14, 2022

SIGNED BY:

Liza Lopez
Secretariat

STATE OF CALIFORNIA
STATE ENERGY RESOURCES
CONSERVATION AND DEVELOPMENT COMMISSION

RESOLUTION: City of Fowler

RESOLVED, that the State Energy Resources Conservation and Development Commission (CEC) adopts the staff CEQA findings contained in the Agreement or Amendment Request Form (as applicable); and

RESOLVED, that the CEC approves Agreement 001-22-ECI with the City of Fowler for a \$182,924 loan at one percent interest to install a solar photovoltaic (PV) array totaling 67.2 kW at the City's fire station. The project is estimated to generate 98,337 kWh of electricity annually, saving the City approximately \$28,513 per year; and

FURTHER BE IT RESOLVED, that the Executive Director or their designee shall execute the same on behalf of the CEC.

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AYE: Hochschild, Gunda, McAllister, Monahan
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Dated: July 14, 2022

SIGNED BY: _____

Liza Lopez
Secretariat

STATE OF CALIFORNIA
STATE ENERGY RESOURCES
CONSERVATION AND DEVELOPMENT COMMISSION

RESOLUTION: City of Indian Wells

RESOLVED, that the State Energy Resources Conservation and Development Commission (CEC) adopts the staff CEQA findings contained in the Agreement or Amendment Request Form (as applicable); and

RESOLVED, that the CEC approves Agreement 002-22-ECI with the City of Indian Wells for a \$2,726,184 loan at one percent interest to install a carport structure solar PV array totaling 647 kW at the Indian Wells Golf Resort clubhouse. The project is estimated to generate 1,125,125 kWh annually, saving the City approximately \$163,585 per year; and

FURTHER BE IT RESOLVED, that the Executive Director or their designee shall execute the same on behalf of the CEC.

CERTIFICATION

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AYE: Hochschild, Gunda, McAllister, Monahan
NAY: NONE
ABSENT: Vaccaro
ABSTAIN: NONE

Dated: July 14, 2022

SIGNED BY:

Liza Lopez
Secretariat

STATE OF CALIFORNIA
STATE ENERGY RESOURCES
CONSERVATION AND DEVELOPMENT COMMISSION

RESOLUTION: Malaga County Water District

RESOLVED, that the State Energy Resources Conservation and Development Commission (CEC) adopts the staff CEQA findings contained in the Agreement or Amendment Request Form (as applicable); and

RESOLVED, that the CEC approves Agreement 003-22- ECI with the Malaga County Water District for a \$2,466,565 loan at one percent interest to install two solar PV arrays totaling 388.9 kW at the district's wastewater treatment facility and the Ariaga Community Center. The project is estimated to generate 742,985 kWh annually, saving the district approximately \$163,396 per year; and

FURTHER BE IT RESOLVED, that the Executive Director or their designee shall execute the same on behalf of the CEC.

CERTIFICATION

The undersigned Secretariat to the CEC does hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the CEC held on July 13, 2022.

AYE: Hochschild, Gunda, McAllister, Monahan
NAY: NONE
ABSENT: Vaccaro
ABSTAIN: NONE

Dated: July 14, 2022

SIGNED BY:

Liza Lopez
Secretariat

STATE OF CALIFORNIA

STATE ENERGY RESOURCES
CONSERVATION AND DEVELOPMENT COMMISSION

RESOLUTION: FINDING BUILDING ENERGY EFFICIENCY STANDARDS CONTAINED
IN CITY OF ENCINITAS'S ORDINANCE NO. 2021-13 SATISFY STATUTORY
REQUIREMENTS UNDER PUBLIC RESOURCES CODE SECTION 25402.1(h)(2)

WHEREAS, the City of Encinitas adopted Ordinance No. 2021-13, which establishes certain locally adopted building energy efficiency standards; and

WHEREAS, Public Resources Code sections 25402(a) and (b) establish that the California Energy Commission (CEC) shall prescribe, by regulation, statewide building energy efficiency standards; and

WHEREAS, Public Resources Code section 25402.1(h)(2) provides that nothing in Public Resources Code sections 25402(a) or (b) shall prohibit the enforcement of city or county building energy efficiency standards if: (1) the city or county files the basis of its determination that the standards are cost-effective with the CEC and (2) the CEC finds that the locally adopted standards will require the diminution of energy consumption levels permitted by the rules and regulations adopted pursuant to Public Resources Code sections 25402(a) and (b); and

WHEREAS, California Code of Regulations, Title 24, Part 1, section 10-106 establishes a process for local governmental agencies to submit an application to the CEC for a determination that locally adopted building energy efficiency standards meet the requirements set forth in Public Resources Code section 25402.1(h)(2); and

WHEREAS, the City of Encinitas submitted an application to the CEC that included (1) the basis of its determination that the locally adopted energy efficiency standards contained in Ordinance No. 2021-13 are cost-effective and (2) documentation that the locally adopted energy efficiency standards contained in Ordinance No. 2021-13 will require the diminution of energy consumption levels compared to the 2019 Building Energy Efficiency Standards, as required by California Code of Regulations, Title 24, section 10-106, on October 28, 2021; and

WHEREAS, the CEC has analyzed whether the locally adopted energy efficiency standards contained in Ordinance No. 2021-13 will require the diminution of energy consumption levels compared to the 2019 Building Energy Efficiency Standards, and determined that it will do so; and

WHEREAS, California Code of Regulations, Title 24, Part 1, section 10-106(b) require that the local governmental agency’s application include any findings, determinations, declarations, or reports, including any negative declaration or environmental impact report, required pursuant to the California Environmental Quality Act, Public Resources Code section 21000 et seq; and

WHEREAS, the City of Encinitas, in its application to the CEC, submitted the California Environmental Quality Act documentation required by California Code of Regulations, Title 24, Part 1, section 10-106(b)(4).

THEREFORE, BE IT RESOLVED, CEC finds the following: (1) the City of Encinitas has filed the basis of its determination that the locally adopted energy efficiency standards contained in Ordinance No. 2021-13 are cost-effective, and (2) Ordinance No. 2021-13 will require the diminution of energy consumption levels compared to the 2019 Building Energy Efficiency Standards; and

THEREFORE, BE IT FURTHER RESOLVED, that the locally adopted energy efficiency standards contained in City of Encinitas’s Ordinance No. 2021-13 satisfy the requirements of Public Resources Code section 25402.1(h)(2) and Title 24, California Code of Regulations, section 10-106; and

THEREFORE, BE IT FURTHER RESOLVED, that the CEC directs the executive director to take all actions necessary to implement this Resolution.

CERTIFICATION

The undersigned Secretariat to the CEC does hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the CEC held on July 13, 2022.

AYE: Hochschild, Gunda, McAllister, Monahan
NAY: NONE
ABSENT: Vaccaro
ABSTAIN: NONE

Dated: July 14, 2022

SIGNED BY:

Liza Lopez
Secretariat

STATE OF CALIFORNIA

**STATE ENERGY RESOURCES
CONSERVATION AND DEVELOPMENT COMMISSION**

**RESOLUTION: FINDING BUILDING ENERGY EFFICIENCY STANDARDS CONTAINED
IN CITY OF SOLANA BEACH'S ORDINANCE NO. 518 SATISFY STATUTORY
REQUIREMENTS UNDER PUBLIC RESOURCES CODE SECTION 25402.1(h)(2)**

WHEREAS, the City of Solana Beach adopted Ordinance No. 518, which establishes certain locally adopted building energy efficiency standards; and

WHEREAS, Public Resources Code sections 25402(a) and (b) establish that the California Energy Commission (CEC) shall prescribe, by regulation, statewide building energy efficiency standards; and

WHEREAS, Public Resources Code section 25402.1(h)(2) provides that nothing in Public Resources Code sections 25402(a) or (b) shall prohibit the enforcement of city or county building energy efficiency standards if: (1) the city or county files the basis of its determination that the standards are cost-effective with the CEC and (2) the CEC finds that the locally adopted standards will require the diminution of energy consumption levels permitted by the rules and regulations adopted pursuant to Public Resources Code sections 25402(a) and (b); and

WHEREAS, California Code of Regulations, Title 24, Part 1, sections 10-106 establishes a process for local governmental agencies to submit an application to the CEC for a determination that locally adopted building energy efficiency standards meet the requirements set forth in Public Resources Code section 25402.1(h)(2); and

WHEREAS, the City of Solana Beach submitted an application to the CEC that included (1) the basis of its determination that the locally adopted energy efficiency standards contained in Ordinance No. 518 are cost-effective and (2) documentation that the locally adopted energy efficiency standards contained in Ordinance No. 518 will require the diminution of energy consumption levels compared to the 2019 Building Energy Efficiency Standards, as required by California Code of Regulations, Title 24, section 10-106, on January 26, 2022; and

WHEREAS, the CEC has analyzed whether the locally adopted energy efficiency standards contained in Ordinance No. 518 will require the diminution of energy consumption levels compared to the 2019 Building Energy Efficiency Standards, and determined that it will do so; and

WHEREAS, California Code of Regulations, Title 24, Part 1, sections 10-106(b) require that the local governmental agency’s application include any findings, determinations, declarations, or reports, including any negative declaration or environmental impact report, required pursuant to the California Environmental Quality Act, Public Resources Code section 21000 et seq; and

WHEREAS, the City of Solana Beach, in its application to the CEC, submitted the California Environmental Quality Act documentation required by California Code of Regulations, Title 24, Part 1, section 10-106(b)(4).

THEREFORE, BE IT RESOLVED, CEC finds the following: (1) the City of Solana Beach has filed the basis of its determination that the locally adopted energy efficiency standards contained in Ordinance No. 518 are cost-effective, and (2) Ordinance No. 518 will require the diminution of energy consumption levels compared to the 2019 Building Energy Efficiency Standards; and

THEREFORE, BE IT FURTHER RESOLVED, that the locally adopted energy efficiency standards contained in City of Solana Beach’s Ordinance No. 518 satisfy the requirements of Public Resources Code section 25402.1(h)(2) and Title 24, California Code of Regulations, section 10-106; and

THEREFORE, BE IT FURTHER RESOLVED, that the CEC directs the executive director to take all actions necessary to implement this Resolution.

CERTIFICATION

The undersigned Secretariat to the CEC does hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the CEC held on July 13, 2022.

AYE: Hochschild, Gunda, McAllister, Monahan
NAY: NONE
ABSENT: Vaccaro
ABSTAIN: NONE

Dated: July 14, 2022

SIGNED BY:

Liza Lopez
Secretariat

STATE OF CALIFORNIA

**STATE ENERGY RESOURCES
CONSERVATION AND DEVELOPMENT COMMISSION**

**RESOLUTION: FINDING BUILDING ENERGY EFFICIENCY STANDARDS
CONTAINED IN CITY OF EMERYVILLE'S ORDINANCE NO. 21-006 SATISFY
STATUTORY REQUIREMENTS UNDER PUBLIC RESOURCES CODE SECTION
25402.1(h)(2)**

WHEREAS, the City of Emeryville adopted Ordinance No. 21-006, which establishes certain locally adopted building energy efficiency standards; and

WHEREAS, Public Resources Code sections 25402(a) and (b) establish that the California Energy Commission (CEC) shall prescribe, by regulation, statewide building energy efficiency standards; and

WHEREAS, Public Resources Code section 25402.1(h)(2) provides that nothing in Public Resources Code sections 25402(a) or (b) shall prohibit the enforcement of city or county building energy efficiency standards if: (1) the city or county files the basis of its determination that the standards are cost-effective with the CEC, and (2) the CEC finds that the locally adopted standards will require the diminution of energy consumption levels permitted by the rules and regulations adopted pursuant to Public Resources Code sections 25402(a) and (b); and

WHEREAS, California Code of Regulations, Title 24, Part 1, section 10-106 establishes a process for local governmental agencies to submit an application to the CEC for a determination that locally adopted building energy efficiency standards meet the requirements set forth in Public Resources Code section 25402.1(h)(2); and

WHEREAS, the City of Emeryville submitted an application to the CEC that included (1) the basis of its determination that the locally adopted energy efficiency standards contained in Ordinance No. 21-006 are cost-effective, and (2) documentation that the locally adopted energy efficiency standards contained in Ordinance No. 21-006 will require the diminution of energy consumption levels compared to the 2019 Building Energy Efficiency Standards, as required by California Code of Regulations, Title 24, section 10-106, on November 16, 2021; and

WHEREAS, the CEC has analyzed whether the locally adopted energy efficiency standards contained in Ordinance No. 21-006 will require the diminution of energy consumption levels compared to the 2019 Building Energy Efficiency Standards, and determined that it will do so; and

WHEREAS, California Code of Regulations, Title 24, Part 1, section 10-106(b) require that the local governmental agency's application include any findings, determinations, declarations, or reports, including any negative declaration or environmental impact report, required pursuant to the California Environmental Quality Act, Public Resources Code section 21000 et seq; and

WHEREAS, the City of Emeryville, in its application to the CEC, submitted the California Environmental Quality Act documentation required by California Code of Regulations, Title 24, Part 1, section 10-106(b)(4); and

THEREFORE, BE IT RESOLVED, that the CEC finds that the locally adopted energy efficiency or conservation standards application filed by the City of Emeryville satisfies the requirements of Title 24, California Code of Regulations, section 10-106; and

THEREFORE, BE IT FURTHER RESOLVED, CEC finds the following: (1) the City of Emeryville has filed the basis of its determination that the locally adopted energy efficiency standards contained in Ordinance No. 21-006 are cost-effective, and (2) Ordinance No. 21-006 will require the diminution of energy consumption levels compared to the 2019 Building Energy Efficiency Standards; and

THEREFORE, BE IT FURTHER RESOLVED, that the CEC directs the executive director or their designee to take all actions necessary to implement this Resolution.

CERTIFICATION

The undersigned Secretariat to the CEC does hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the CEC held on July 13, 2022.

AYE: Hochschild, Gunda, McAllister, Monahan
NAY: NONE
ABSENT: Vaccaro
ABSTAIN: NONE

Dated: July 14, 2022

SIGNED BY:

Liza Lopez
Secretariat

STATE OF CALIFORNIA

**STATE ENERGY RESOURCES
CONSERVATION AND DEVELOPMENT COMMISSION**

**RESOLUTION: FINDING BUILDING ENERGY EFFICIENCY STANDARDS
CONTAINED IN CITY OF HALF MOON BAY'S ORDINANCE NO. C-2021-05
SATISFY STATUTORY REQUIREMENTS UNDER PUBLIC RESOURCES CODE
SECTION 25402.1(h)(2)**

WHEREAS, the City of Half Moon Bay adopted Ordinance No. C-2021-05, which establishes certain locally adopted building energy efficiency standards; and

WHEREAS, Public Resources Code sections 25402(a) and (b) establish that the California Energy Commission (CEC) shall prescribe, by regulation, statewide building energy efficiency standards; and

WHEREAS, Public Resources Code section 25402.1(h)(2) provides that nothing in Public Resources Code sections 25402(a) or (b) shall prohibit the enforcement of city or county building energy efficiency standards if: (1) the city or county files the basis of its determination that the standards are cost-effective with the CEC, and (2) the CEC finds that the locally adopted standards will require the diminution of energy consumption levels permitted by the rules and regulations adopted pursuant to Public Resources Code sections 25402(a) and (b); and

WHEREAS, California Code of Regulations, Title 24, Part 1, section 10-106 establishes a process for local governmental agencies to submit an application to the CEC for a determination that locally adopted building energy efficiency standards meet the requirements set forth in Public Resources Code section 25402.1(h)(2); and

WHEREAS, the City of Half Moon Bay submitted an application to the CEC that included (1) the basis of its determination that the locally adopted energy efficiency standards contained in Ordinance No. C-2021-05 are cost-effective, and (2) documentation that the locally adopted energy efficiency standards contained in Ordinance No. C-2021-05 will require the diminution of energy consumption levels compared to the 2019 Building Energy Efficiency Standards, as required by California Code of Regulations, Title 24, section 10-106, on February 7, 2022; and

WHEREAS, the CEC has analyzed whether the locally adopted energy efficiency standards contained in Ordinance No. C-2021-05 will require the diminution of energy consumption levels compared to the 2019 Building Energy Efficiency Standards, and determined that it will do so; and

WHEREAS, California Code of Regulations, Title 24, Part 1, section 10-106(b) requires that the local governmental agency's application include any findings, determinations, declarations, or reports, including any negative declaration or environmental impact report, required pursuant to the California Environmental Quality Act, Public Resources Code section 21000 et seq; and

WHEREAS, the City of Half Moon Bay, in its application to the CEC, submitted the California Environmental Quality Act documentation required by California Code of Regulations, Title 24, Part 1, section 10-106(b)(4); and

THEREFORE, BE IT RESOLVED, that the CEC finds that the locally adopted energy efficiency or conservation standards application filed by the City of Half Moon Bay satisfies the requirements of Title 24, California Code of Regulations, section 10-106; and

THEREFORE, BE IT FURTHER RESOLVED, that, pursuant to Public Resources Code section 25402.1(h)(2), CEC finds the following: (1) the City of Half Moon Bay has filed the basis of its determination that the locally adopted energy efficiency standards contained in Ordinance No. C-2021-05 are cost-effective, and (2) Ordinance No. C-2021-05 will require the diminution of energy consumption levels compared to the 2019 Building Energy Efficiency Standards; and

THEREFORE, BE IT FURTHER RESOLVED, that the CEC directs the executive director or their designee to take all actions necessary to implement this Resolution.

CERTIFICATION

The undersigned Secretariat to the CEC does hereby certify that the foregoing is a full, true, and correct copy of a Resolution duly and regularly adopted at a meeting of the CEC held on July 13, 2022.

AYE: Hochschild, Gunda, McAllister, Monahan

NAY: NONE

ABSENT: Vaccaro

ABSTAIN: NONE

Dated: July 14, 2022

SIGNED BY:

Liza Lopez
Secretariat