

1 [Community Choice Aggregation Implementation Plan]

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3 **Resolution approving a Community Choice Aggregation (CCA) Implementation Plan**
4 **(IP).**

5 WHEREAS, the primary purpose of the Local Agency Formation Commission
6 (“Commission”) under the Cortese-Knox-Hertzberg Local Government Reorganization Act of
7 2000 is to review public service needs, including utility service, and to determine whether new
8 government entities should be created or changes in existing governments should be made to
9 address the needs of its citizens; and

10 WHEREAS the Commission adopted by resolution its Energy Services Study and
11 Recommendations for Electric Utility Service, and recommended that the Commission pursue
12 the feasibility of implementing the provisions of AB117 (Chapter 838, Statutes of 2002) by the
13 City and County of San Francisco; and

14 WHEREAS, the Board of Supervisors subsequently adopted on May 11, 2004 an
15 Ordinance 0086-04 establishing a Community Choice Aggregation Program in accordance
16 with Public Utilities Code Sections 218.3, 331.1, 366, 366.2, 381.1, 394 and 394.25 to further
17 the implementation of a program to purchase electrical power directly for the citizens and
18 businesses of the City and County of San Francisco and to accelerate renewable energy,
19 conservation and energy efficiency programs; and

20 WHEREAS, the Ordinance 0086-04 required that the San Francisco Public Utilities
21 Commission (SFPUC) and the San Francisco Department of the Environment jointly prepare
22 and submit to the Commission for review and comment an Implementation Plan; and

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24 WHEREAS, the Commission received a Draft Implementation Plan from the SFPUC
25 and a separate Draft Implementation Plan from Paul Fenn; and

1 WHEREAS, the Commission has held public meetings on both plans in April 2005 and
2 May 2005 and attempted to resolve differences between the two plans; and
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4 WHEREAS, the SFPUC submitted its plan to the Board of Supervisors in May 2005
5 prior to comment by the Commission; and
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7 WHEREAS, the Commission reviewed and commented on the Draft Implementation
8 Plan prepared by Paul Fenn on May 13, 2005 addressing comments that had been received
9 during the public hearing process through the introduction and acceptance of amendments;
10 and

11 WHEREAS, the Commission is concerned that the Implementation Plan be consistent
12 with the requirements of Ordinance 0086-04 and that the City and County of San Francisco be
13 diligent in pursuing CCA and therefore the Commission attempted to resolve the differences in
14 the two submitted IPs; and

15 WHEREAS, the Commission accepted and transmitted Mr. Fenn's CCA IP, as
16 amended, to the Board of Supervisors, with recommendation, on May 13, 2005; and
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18 WHEREAS the Commission determines that it is advisable for the Board of
19 Supervisors to express its support for the CCA IP; now therefore be it

20 RESOLVED, That the Board of Supervisors adopts the Community Choice Aggregation
21 Implementation Plan, as amended by the Local Agency Formation Commission and
22 transmitted to the Board with recommendation on May 13, 2005, and submits it to the
23 California Public Utilities Commission.
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