

1 [Settlement of complaint before the Federal Energy Regulatory Commission and approval of
2 Revised Procedures.]

3 **Ordinance authorizing settlement of proceedings before the Federal Energy Regulatory**
4 **Commission in FERC Dockets No. ER05-516-000, et al, initiated by the City against**
5 **Pacific Gas & Electric Company contesting costs and terms and conditions for the**
6 **interconnection of City facilities under the Interconnection Agreement with PG&E and**
7 **approving the Revised Procedures for interconnection of City facilities.**

8 Note: Additions are single-underline italics Times New Roman;
9 deletions are ~~strikethrough italics Times New Roman~~.
10 Board amendment additions are double underlined.
11 Board amendment deletions are ~~strikethrough normal~~.

12 Be it ordained by the People of the City and County of San Francisco:

13 Section 1. The City Attorney and the General Manager of the San Francisco Public
14 Utilities Commission (PUC) are hereby authorized to settle the proceedings before the
15 Federal Energy Regulatory Commission (FERC) in Docket No. ER05-516-000 et al, initiated
16 by the City. The settlement adopts Revised Procedures for interconnection of City facilities
17 ("Revised Procedures"). The Board of Supervisors hereby approves the Revised Procedures.
18 The settlement and Revised Procedures are on file with the Clerk of the Board of Supervisors
19 in File No. 090172, and are declared to be a part of this ordinance as if fully set forth herein.
20 The PUC approved the Revised Procedures on January 13, 2009 by Resolution No 09-0011
21 and recommends approval by the Board of Supervisors. If approved by the Board of
22 Supervisors, the Settlement and the Revised Procedures will be submitted to FERC for
23 approval.

24 Section 2. The Settlement.
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1 Over the years, the City and PG&E have had many disputes related to the
2 interconnection of the City's facilities to PG&E's electric system. The City challenged PG&E's
3 treatment of the interconnection of a number of City facilities at FERC. FERC consolidated
4 the City's protests into one proceeding and established hearings and settlement procedures.
5 The consolidated cases are pending before FERC in Docket No. ER05-516-000, *et al.* FERC
6 has stayed the proceeding to February 28, 2009 to give the Parties an opportunity to reach a
7 settlement.

8 In April 2008, PG&E returned to the City overcharges of \$513,177.67, related to the
9 interconnection of City facilities. The City and PG&E have reached a settlement and agreed
10 to revise the procedures for the interconnection of the City's facilities. The Revised
11 Procedures address the process for new and modified service connections, the costs for
12 simple connections such as traffic signals, and clarify the principle that PG&E, at its own
13 expense, must remove or relocate its facilities when the relocation is required by work on City
14 projects.

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17 **RECOMMENDED:
PUBLIC UTILITIES COMMISSION**

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19 
20 Ed Harrington
General Manager

DENNIS J. HERRERA, CITY ATTORNEY

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22 
23 Jacqueline P. Minor
24 Deputy City Attorney
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**PUBLIC UTILITIES COMMISSION, CITY ATTORNEY
BOARD OF SUPERVISORS**



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Ordinance

File Number: 090172

Date Passed:

Ordinance authorizing settlement of proceedings before the Federal Energy Regulatory Commission in FERC Dockets No. ER05-516-000, et al, initiated by the City against Pacific Gas & Electric Company contesting costs and terms and conditions for the interconnection of City facilities under the Interconnection Agreement with PG&E and approving the Revised Procedures for interconnection of City facilities.

March 17, 2009 Board of Supervisors — PASSED ON FIRST READING

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

March 24, 2009 Board of Supervisors — FINALLY PASSED


Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

File No. 090172

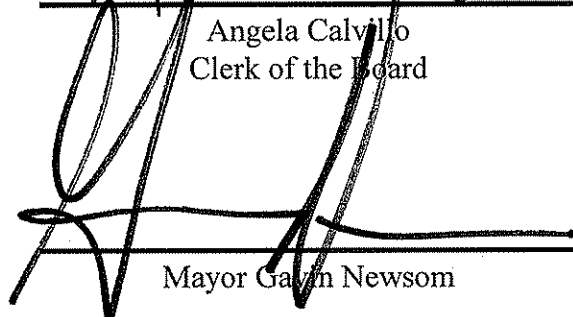
I hereby certify that the foregoing Ordinance was **FINALLY PASSED** on **March 24, 2009** by the **Board of Supervisors of the City and County of San Francisco.**

4/2/09

Date Approved



Angela Calvillo
Clerk of the Board



Mayor Gavin Newsom