

ORDINANCE NO. 183143

An ordinance amending Section 23.133 of Article 3 of Chapter 7 of Division 23 of the Los Angeles Administrative Code, approving the Los Angeles Department of Water and Power's Open Access Transmission Tariff, and providing the Board of Water and Power Commissioners the authority to enter into agreements for interconnecting large electric generating facilities to the Los Angeles Department of Water and Power's Transmission System

**THE PEOPLE OF THE CITY OF LOS ANGELES
DO ORDAIN AS FOLLOWS:**

Section 1. Subsection (a) of Section 23.133 of Article 3 of Chapter 7 of Division 23 of the Los Angeles Administrative Code is amended to read as follows:

(a) Notwithstanding any other ordinance, rule or law of the City of Los Angeles to the contrary, the Board of Water and Power Commissioners (Board) under the authority of Charter Section 604(c) is authorized to delegate to the General Manager, the authority to enter into any transmission service agreement which does not exceed three years in duration where the terms, conditions, and charges are pursuant to a transmission service tariff approved by the City Council.

Sec. 2. Notwithstanding any other ordinance, rule, law or procedure and pursuant to Section 23.134 of the Los Angeles Administrative Code, the Open Access Transmission Tariff (OATT), DWP No. BP 01-017, as amended to update the tariffs, terms, conditions and charges for transmission and ancillary services and include the standard Large Generator Interconnection Procedures (LGIP) and Large Generator Interconnection Agreement (LGIA) and appendices thereto for the interconnection of large electric generating facilities having a capacity greater than twenty megawatts (20 MW) to the transmission grid owned, controlled and operated by the Los Angeles Department of Water and Power, approved by the Board of Water and Power Commissioners (Board) by the adoption of Resolution No. 014-226, a copy of which is on file with the City Clerk, is hereby approved, and the execution of any agreement pursuant to such OATT is authorized subject to the limitations set forth in Section 23.133 of the Los Angeles Administrative Code and this ordinance.

Sec. 3. Notwithstanding any other ordinance, rule, law or procedure to the contrary, the Board shall have independent authority to enter into Large Generator Interconnection Agreements for the interconnection of large electric generating facilities having a capacity greater than 20 MW to the transmission grid owned, controlled and operated by the Los Angeles Department of Water and Power substantially in the form of the standard LGIA that is included in the OATT, without further City Council approval. Each such Large Generator Interconnection Agreement shall have a minimum term of ten years and automatically renew for successive one-year periods unless it is terminated earlier pursuant to the terms of the LGIA, or the generating facility

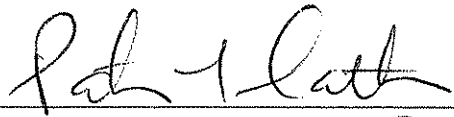
permanently ceases commercial operation, subject to the applicable procedures, terms, conditions, and charges of the OATT.

Sec. 4. If any section, subsection, sentence, clause, phrase or portion of this ordinance or the OATT is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance and the OATT. The City Council hereby declares that it would have adopted this ordinance and the OATT and each section, subsection, sentence, clause, phrase or portion thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases or portions is declared invalid or unconstitutional.


Sec. 5. The City Clerk shall certify to the passage of this ordinance and have it published in accordance with City Council policy, either in a daily newspaper circulated in the City of Los Angeles or by posting for ten days in three public places in the City of Los Angeles: one copy on the bulletin board located at the Main Street entrance to the Los Angeles City Hall; one copy on the bulletin board located at the Main Street entrance to the Los Angeles City Hall East; and one copy on the bulletin board located at the Temple Street entrance to the Los Angeles County Hall of Records.

I hereby certify that this ordinance was passed by the Council of the City of Los Angeles, at its meeting of JUL 1 2014.

HOLLY L. WOLCOTT, Interim City Clerk

By  Deputy

Approved JUL 07 2014

 Mayor

Approved as to Form and Legality

MICHAEL N. FEUER, City Attorney

By 
SYNDI DRISCOLL
Deputy City Attorney

Date JUN 19 2014

File No. 14-0738