

DOCKETED

Docket Number:	93-AFC-03C
Project Title:	Compliance - Application for Certification for SMUD's Campbell Soup Cogeneration Project
TN #:	238887
Document Title:	SPA Petition for Post Certification Change in Ownership for Campbell Cogen Project and Administrative Name Change
Description:	N/A
Filer:	Jacquelyn Castillo
Organization:	Sacramento Municipal Utility District
Submitter Role:	Applicant
Submission Date:	7/15/2021 8:43:58 AM
Docketed Date:	7/15/2021

STATE OF CALIFORNIA
STATE ENERGY RESOURCES
CONSERVATION AND DEVELOPMENT COMMISSION

In the matter of:)	Docket No. 93-AFC-03C
)	
Sacramento Power Authority at)	SPA'S PETITION FOR POST
Campbell Cogeneration Project)	CERTIFICATION CHANGE IN
)	OWNERSHIP FOR THE CAMPBELL
)	COGENERATION PROJECT AND
_____)	ADMINISTRATIVE NAME CHANGE

The Sacramento Power Authority (SPA) hereby submits this Petition for Post Certification Change in Ownership ("Petition") for the Campbell Cogeneration Project ("Project") pursuant to Section 1769(b), Title 20, California Code of Regulations, to the California Energy Commission (CEC). By this Petition, SPA requests approval to transfer ownership of the Project's generating facility to the Sacramento Municipal Utility District Financing Authority (SFA), a joint powers authority (JPA) under California law. SFA will operate and maintain the Project's generating facility in a similar manner to the operation of the Cosumnes Power Plant. SFA personnel staff the Project and hires a professional operator to operate and maintain the generating facility, while the Sacramento Municipal Utility District ("SMUD") remains the owner and operator of the Project's real property, electric transmission lines, water pipeline and gas pipeline system.

INTRODUCTION

On November 20, 1994, the CEC issued a license to the SPA for the construction and operation of the Project. The Project is a nominal 158-megawatt cogeneration facility consisting of a Siemens V84.2 natural-gas-fired combustion turbine generator, a steam turbine generator, and associated equipment. The facility is located in the City of Sacramento, California, on approximately 5.8 acres adjacent to the former Campbell Soup Supply Company, LLC, facility (now known as the Capital Commerce Center), which was the Project's steam host. The Project is located in Sacramento County at 3215 47th Avenue. It is east of the corner of 47th Avenue and Franklin Boulevard, approximately 1 mile west of Highway 99.

PROPOSED OWNERSHIP CHANGE

In 1992, SMUD partnered with the Modesto Irrigation District (MID) to form a public agency under the Joint Powers Act,¹ known as the "Sacramento Municipal Utility District Financing Authority" (SFA). Around the same period, SMUD also partnered with other public entities to form the Central Valley Financing Authority and Sacramento Cogeneration Authority. SMUD worked with these three joint powers authorities to finance, build, and operate three cogeneration plants in the City of Sacramento.

SPA now plans to transfer ownership of the Project's assets to SFA, including the generating facility and associated fixtures, facilities, and certain personal property, but excluding the real property, electric transmission line, water pipeline and the gas pipeline system. This action will provide SMUD with significant business advantages that inures to the benefit of SMUD's community owners, including, among other things, the ability to realize operational efficiencies. The SPA governing commission and management has historically exercised effective control over all aspects of the Project, with SMUD benefitting as the purchaser of power from the Project. SMUD's benefits will continue as it purchases power from the Project from its new owner, SFA.

The change in ownership will simply mean that the operation and maintenance of the Project will be handled in the same manner as SFA's Cosumnes Power Plant licensed by the CEC; where EthosEnergy Power Plant Services, LLC, will continue to provide operations and maintenances services. SMUD will remain responsible for procuring water, electric transmission, and natural gas for the project, as well as for dispatching and purchasing all of the capacity and energy from the Project. SMUD also retains title to the underlying real property, the 5.8-acre parcel, which SFA will lease from SMUD for the Project.

Finally, the name of the Project, the "Campbell Cogeneration Project," will change to "Campbell Power Plant." This is consistent with the Project no longer serving as a cogeneration facility. This name change is necessary to improve the alignment of SFA and is administrative in nature.

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¹ Cal. Gov't Code §§ 6500, et seq.

AUTHORITY AND VERIFICATION

SFA understands the conditions of certification and agrees to comply with those conditions. As an officer of the SFA, I hereby attest, under penalty of perjury, under the laws of the State of California, that the contents of this Petition are truthful and accurate to the best of my knowledge and belief.

SACRAMENTO MUNICIPAL UTILITY DISTRICT FINANCING AUTHORITY

Dated: July 15, 2021

/Lora Anguay/
LORA ANGUAY,
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Respectfully submitted,

LAURA LEWIS, General Counsel
JOSEPH SCHOFIELD, Deputy General Counsel
LOURDES WHITE, Senior Attorney

Dated: July 15, 2021

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Attorneys for the Sacramento Power Authority

DOCKETED

Docket Number:	93-AFC-03C
Project Title:	Compliance - Application for Certification for SMUD's Campbell Soup Cogeneration Project
TN #:	239173
Document Title:	Campbell Power Plant - Statement of Staff Approval - Petition for Change of Ownership
Description:	Campbell Power Plant - Ownership Change - Approval
Filer:	Mary Dyas
Organization:	California Energy Commission
Submitter Role:	Commission Staff
Submission Date:	8/3/2021 3:31:55 PM
Docketed Date:	8/3/2021



**STATEMENT OF STAFF APPROVAL
PETITION FOR CHANGE OF OWNERSHIP
for the
CAMPBELL COGENERATION PROJECT (93-AFC-03C)**

On July 15, 2021, a petition was filed and docketed with the California Energy Commission (CEC) requesting to change ownership of Campbell Cogeneration Project from the Sacramento Power Authority to the Sacramento Municipal Utility District Financing Authority (SFA). The petition also notes the name of the Project, the "Campbell Cogeneration Project," will change to "Campbell Power Plant." The 158-megawatt cogeneration facility was certified by the CEC on November 20, 1994 and began operation on October 1, 1997. The facility is located in Sacramento County at 3215 47th Avenue.

The petition is requesting to change ownership of the facility to SFA. A statement describing the change in ownership, signed under penalty of perjury by a representative of SFA, was submitted as required by Title 20, California Code of Regulations, section 1769(b). The statement affirms that SFA understands the conditions of certification and agrees to comply with those conditions.

Staff has reviewed the petition and has determined that the petition meets the requirements of Title 20, California Code of Regulations, section 1769(b). Accordingly, staff hereby approves the petition to change ownership. Any person may file an objection to staff's approval within 14 days of the filing of this notice. Any such objection must state the grounds for the objection. If a person files such an objection, the petition will be considered by the CEC at a noticed business meeting or hearing.

An objection to staff's approval may be submitted using the CEC's e-Commenting feature. Go to the CEC's [Campbell Cogeneration Project webpage](#), click on the "[Submit e-Comment](#)" link, and follow the instructions in the on-line form. Be sure to include the facility name in your comments.

The petition requesting the change of ownership has been docketed and is available in the CEC's [Campbell Cogeneration Project Docket Log](#) at <https://efiling.energy.ca.gov/Lists/DocketLog.aspx?docketnumber=93-AFC-03C>. This Statement of Staff Approval is being mailed to interested persons on the project mail list.

Written objections may also be mailed to:

California Energy Commission
Dockets Unit, MS-4
Docket No. 93-AFC-03C
1516 Ninth Street
Sacramento, CA 95814-5512

All objections and materials filed with and approved by the Dockets Unit will be added to the [facility Docket Log](#) and become publicly accessible on the CEC's webpage for the facility. All objections on the petition must be received by August 10, 2021.

If you have questions about this notice, please contact Mary Dyas, Compliance Project Manager, Compliance Monitoring and Enforcement Office, at (916) 628-5418, or via email at Mary.Dyas@Energy.ca.gov.

For information on participating in the CEC's review of the petition, please contact the Public Adviser, at (916) 654-4489 or (800) 822-6228 (toll-free in California) or send your email to publicadviser@energy.ca.gov.

News media inquiries should be directed to the CEC Media Office at (916) 654-4989, or by email to mediaoffice@energy.ca.gov.

Mail List: 784
Listserv: Campbell

DOCKETED

Docket Number:	93-AFC-03C
Project Title:	Compliance - Application for Certification for SMUD's Campbell Soup Cogeneration Project
TN #:	239198
Document Title:	Steve Uhler Comments - objection to staff approval TN 239173
Description:	N/A
Filer:	System
Organization:	Steve Uhler
Submitter Role:	Other Interested Person
Submission Date:	8/5/2021 3:08:53 PM
Docketed Date:	8/5/2021

Comment Received From: Steve Uhler
Submitted On: 8/5/2021
Docket Number: 93-AFC-03C

AFC-1993-03C objection to staff approval TN239173

AFC-1993-03C objection to staff approval TN239173

Pursuant to Title 20, Section 1769(b)(2), I object to a staff approval of petition TN238887 pursuant to TN239173.

Grounds for objection, Title 20, Section 1744 Review of Compliance with Applicable Laws, for staff apparent failure to comply with Title 20, Section 1769(a)(1)(E) for apparent failure of the petitioner to comply with Title 20, Section 1304(a).

Result of apparent failure is no traceability in CEC QFER, and Federal EIA860 data for the power plant that is subject to the petition.

Power Plant name and other Title 20, Section 1304, and EIA860 data not found in the above said data systems.

Perhaps the conditions of certification omitted the laws I have used to show grounds for objection. Please correct this omission pursuant to Title 20, Section 1770. Compliance Verification (d).

Please see that all petitions and approval of petitions pursuant to Title 20, Chapter 5. Power Plant Site Certification contain power plant IDs for both Title 20, Section 1304, and EIA860 data.

Steve Uhler
sau@wwmpd.com

DOCKETED

Docket Number:	93-AFC-03C
Project Title:	Compliance - Application for Certification for SMUD's Campbell Soup Cogeneration Project
TN #:	239456
Document Title:	Steve Uhler Comments - AFC-93-03C For TN239173 and TN238887, please provide the EIA and QFER IDs
Description:	N/A
Filer:	System
Organization:	Steve Uhler
Submitter Role:	Other Interested Person
Submission Date:	8/25/2021 10:34:14 AM
Docketed Date:	8/25/2021

*Comment Received From: Steve Uhler
Submitted On: 8/25/2021
Docket Number: 93-AFC-03C*

AFC-93-03C For TN239173 and TN238887, please provide the EIA and QFER IDs

AFC-93-03C For TN239173 and TN238887, please provide the EIA and QFER IDs

Is EIA listed power plant named "SPA Cogen 3 (7552)" the facility addressed by TN239173 and TN238887

<https://efiling.energy.ca.gov/GetDocument.aspx?tn=239173>

<https://efiling.energy.ca.gov/GetDocument.aspx?tn=238887>

For detail of location of SPA Cogen 3 (7552), see google map shown here:
<https://wwmpd.com/e-iq/gencard/pp/ng/00007552-ng-001676.htm>

Please confirm, if not please provide correct EIA and QFER IDs for the facility addressed by TN239173 and TN238887.

Steve Uhler
sau@wwmpd.com

STATE OF CALIFORNIA

STATE ENERGY RESOURCES
CONSERVATION AND DEVELOPMENT COMMISSION

In the Matter of:

**CAMPBELL COGENERATION
PROJECT**

SACRAMENTO POWER AUTHORITY

Docket No. 93-AFC-03C

**[PROPOSED] ORDER APPROVING
PETITION TO TRANSFER OWNERSHIP
OF A FACILITY**

On July 15, 2021, the Sacramento Power Authority filed a Post-Certification Change in Ownership of the Campbell Cogeneration Project from the Sacramento Power Authority to the Sacramento Municipal Utility District Financing Authority (SFA), joint powers authority under California law. The petition also notes the name of the Project, "Campbell Cogeneration Project," will change to "Campbell Power Plant."

A representative of SFA has provided a declaration, under penalty of perjury, that SFA understands the conditions of certification in the Energy Commission's Decision for the Campbell project agrees to comply with them.

STAFF RECOMMENDATION

Staff has reviewed the petition, finds that it complies with the requirements of Title 20, section 1769 (b) of the California Code of Regulations, and recommends approval of the ownership transfer.

CONCLUSION AND ORDER

The California Energy Commission (CEC) hereby adopts staff's recommendation and approves the transfer of ownership of the Campbell project from the Sacramento Power Authority to the Sacramento Municipal Utility District Financing Authority and the project's name change to Campbell Power Plant.

IT IS SO ORDERED.

CERTIFICATION

The undersigned Secretariat to the Commission 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 September 8, 2021.

AYE:

NAY:

ABSENT:

ABSTAIN:

Patricia Carlos
Secretariat