LOS ANGELES COUNTY CLERK
CEQA FILING COVER SHEET

THIS SPACE FOR CLERK'S USE ONLY

Complete and attach this form to each CEQA Notice filed with the County Clerk

TYPE OR PRINT CLEARLY

Project Title

Administrative Actions in Connection with Advanced Gas Path Resiliency Upgrade at the Magnolia Power Project

Check Document being Filed:

- ○ Environmental Impact Report (EIR)
- ○ Mitigated Negative Declaration (MND) or Negative Declaration (ND)
- ◉ Notice of Exemption (NOE)
- ○ Other (Please fill in type):

Filing fees are due at the time a Notice of Determination/Exemption is filed with our office.For more information on filing fees and No Effect Determinations, please refer to California Code of Regulations, Title 14, section 753.5.

Print Form

Notice of Exemption

To: Land Use and Climate Innovation
P.O. Box 3044, Room 113
Sacramento, CA 95812-3044

County Clerk
County of: Los Angeles, CA

From: (Public Agency): Southern California Public Power Authority
1160 Nicole Court
Glendora, CA 91740
(Address)

Project Title: Administrative Actions in Connection with Advanced Gas Path Resiliency Upgrade at the Magnolia Power Project

Project Applicant: Southern California Public Power Authority

Project Location - Specific:
164 W. Magnolia Boulevard, Burbank, CA 91502

Project Location - City: Burbank Project Location -County: Los Angeles

Description of Nature, Purpose and Beneficiaries of Action:

Resolution ratifying and approving the Magnolia Power Project grant application and notice of proposed award for bulk grid asset enhancements under the California Energy Commission Grid Reliability Program for an Advanced Gas Path Resiliency Upgrade, and authorizing execution of agreements and certain other actions in connection with said grant award, subject to stated conditions and compliance with CEQA.

Name of Public Agency Approving Project: Southern California Public Power Authority

Name of Person or Agency Carrying Out Project: Southern California Public Power Authority

Exempt Status: **(check one):**

- [x] Not a Project (Sec. 15378);
- [ ] Common Sense (Sec. 15061(b)(3));
- [ ] Emergency Project (Sec. 21080(b)(4); 15269(b)(c));
- [ ] Categorical Exemption. State type and section number: _____
- [ ] Statutory Exemptions. State code number: _____

Reasons why project is exempt:

The current actions are administrative in nature with no potential to result in physical impacts on the environment, do not authorize or approve any physical activity, and therefore, are not a "project" within the meaning of CEQA (CEQA Guidelines, § 15378). In the alternative, these actions are exempt from CEQA pursuant to the "common sense" exemption (CEQA Guidelines, § 15061(b)(3)) because there is no possibility that they may have a significant effect on the environment, and nothing in the record suggests otherwise.

Lead Agency Contact Person: Armando V. Arballo Area Code/Telephone/Extension: (626) 793-9364 Ext. 216

Signature: _____ Date: 11/3/2025 Title: Assistant General Cousel

Signed by Lead Agency Signed by Applicant

Authority cited: Sections 21083 and 21110, Public Resources Code.
Reference: Sections 21108, 21152, and 21152.1, Public Resources Code.

Date Received for filing at LCI: _____

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[Project Vote: Magnolia Power Project]

RESOLUTION NO. 2025-092

RESOLUTION RATIFYING AND APPROVING THE MAGNOLIA POWER PROJECT GRANT APPLICATION AND NOTICE OF PROPOSED AWARD FOR BULK GRID ASSET ENHANCEMENTS UNDER THE CALIFORNIA ENERGY COMMISSION GRID RELIABILITY PROGRAM FOR AN ADVANCED GAS PATH RESILIENCY UPGRADE, AUTHORIZING EXECUTION OF AGREEMENTS AND CERTAIN OTHER ACTIONS IN CONNECTION WITH SAID GRANT AWARD; FINDING SUCH ADMINISTRATIVE ACTION EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT

WHEREAS, the Southern California Public Power Authority ("Authority" or "SCPPA") was created pursuant to provisions contained in the joint exercise of powers act found in Chapter 5 of Division 7 of Title 1 of the Government Code of California, as amended from time to time (the "Act"), by its members for the purpose of jointly and cooperatively undertaking planning, financing, development, acquisition, construction, operation, maintenance and repair of projects for the generation or transmission of electric energy and all rights, properties and improvements necessary therefor, including fuel; and

WHEREAS, the Magnolia Power Project ("MPP") is a two-stage combustion turbine generator and heat steam recovery generator facility that is owned by Authority and operated by Burbank Water and Power ("BWP", or "Operator"), as operating agent for SCPPA on behalf of its participants: Anaheim, Burbank, Cerritos, Colton, Glendale and Pasadena (together with BWP, the "Project Participants"). The MPP was certified by the California Energy Commission ("CEC") in March 2003 pursuant to the CEC's certified regulatory program for power plant site certification; and

WHEREAS, the California Energy Commission ("CEC") has made $150 million available to support the purchase and installation of efficiency upgrades and capacity additions to existing bulk grid power generators under the Distributed Electricity Backup Assets ("DEBA") Program, entitled "Bulk Grid Asset Enhancements for Grid Reliability" ("GFO-23-401"); and

WHEREAS, BWP submitted two applications to the CEC's GFO-23-401 for two grant funding opportunities under the DEBA program for proposed upgrades to the MPP, including an application for deployment of: a new advanced gas path resiliency upgrade onto MPP's existing gas turbine system ("Advanced Gas Path Resiliency Upgrade", or "Proposed Project"); and

WHEREAS, on April 22, 2024, BWP received notice from the CEC staff that the Notice of Proposed Award for GFO-23-401 includes proposed funding for $12,755,466 for the Advanced Gas Path Resiliency Upgrade grant application; and

WHEREAS, on December 23, 2024, SCPPA submitted to the CEC a Petition to Amend ("PTA") the license and conditions of certification for the MPP to implement the Proposed Project; and

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WHEREAS, as part of the CEC's review of the PTA, CEC staff has prepared a post-certification staff assessment to evaluate the environmental impacts and consistency with laws, ordinances, regulations and standards pursuant to Section 1769 of Title 20 of the California Code of Regulations ("Section 1769"), which is "functionally equivalent" to environmental analysis prepared pursuant to the California Environmental Quality Act ("CEQA"); and

WHEREAS, CEC staff has indicated it intends to recommend approval of the PTA at the November 12, 2025, Business Meeting of the CEC and that, if the CEC approves the PTA, then CEC program staff will be recommending funding for the two upgrades from the Distributed Electricity Backup Assets program (GFO-23-401) based on the same Section 1769 assessment; and

WHEREAS, BWP and SCPPA may elect to rely on the forthcoming assessment from the CEC to support any respective determinations under CEQA as Responsible Agencies; and

WHEREAS, before the Proposed Project can be implemented, Authority must obtain approval of amended conditions of compliance from the South Coast Air Quality Management District ("SCAQMD") in addition to the amended conditions of certification from the CEC, which approval is anticipated to be received on or before October 15, 2025; and

WHEREAS, BWP, as operating agent for MPP, has represented SCPPA in connection with a Parts and Special Services Agreement ("PSSA") with General Electric Vernova, LLC, as successor to General Electric International, Inc. ("GE") and Authority, that was signed on September 29, 2005; and

WHEREAS, BWP has recently negotiated an Amendment Four to the PSSA and a related Extra Work Agreement ("EWA") that includes an option to implement capacity upgrades including the Proposed Project supported by the DEBA funding; and

WHEREAS, under the terms of the EWA, Authority is permitted to terminate the EWA without fault before December 19, 2025; and

WHEREAS, the EWA will terminate without fault to Authority if Authority does not provide GE with a notice to proceed with the EWA by December 19, 2025; and

WHEREAS, if all approvals from CEC and SCAQMD are received as anticipated, the Authority plans to bring the notice to proceed with the EWA to the Board for consideration at its regular meeting on November 20, 2025, along with a recommendation for an appropriate CEQA finding; and

WHEREAS, as a condition of the funding award with the CEC for the Proposed Project, BWP will enter into a subaward flow-down agreement ("Flow-Down Agreement") with Authority to flow down terms specified in the funding award to carry out certain tasks in the scope of work; and

WHEREAS, as the counterparty to PSSA with GE, SCPPA will be the entity making payments to GE under the PSSA and EWA; and

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WHEREAS, it is in the best interest of Authority, on behalf of the Project Participants, to approve BWP's acceptance of the Advanced Gas Path Resiliency Upgrade grant application for the benefit of the Project Participants, to accept the grant award, and to authorize and direct the Executive Director and BWP as Authority's operating agent for MPP to execute, negotiate, and implement all required and related agreements and forms with BWP, CEC, Authority, and other subcontractors and vendors, and to implement and carry out the Proposed Project subject to the amended conditions of compliance from SCAQMD, the amended conditions of certification from the CEC, and all terms and conditions required by the CEC for the DEBA funding.

THEREFORE, BE IT RESOLVED by the Board of Directors of the Southern California Public Power Authority as follows:

1. The current actions are administrative in nature with no potential to result in physical impacts on the environment, do not authorize or approve any physical activity, and therefore, are not a "project" within the meaning of CEQA (CEQA Guidelines, § 15378). In the alternative, these actions are exempt from CEQA pursuant to the "common sense" exemption (CEQA Guidelines, § 15061(b)(3)) because there is no possibility that they may have a significant effect on the environment, and nothing in the record suggests otherwise.

2. The Authority ratifies and approves BWP's submittal of the grant applications and acceptance of the associated Notice of Proposed Award for GFO-23-401 that includes $23,293,654 for Advanced Gas Path Resiliency Upgrade grant application for MPP by BWP, as operating agent of MPP on behalf of SCPPA, subject to any amended conditions of compliance from SCAQMD, any amended conditions of certification from the CEC, and all terms and conditions required by the CEC for the DEBA funding.

3. The President, Vice President, Secretary, any Assistant Secretary, Executive Director and any other officer of the Authority are each hereby authorized and directed to execute, negotiate, and implement all required and related agreements, documents, instruments, and forms with BWP, GE, and other contractors and vendors, and to implement the Proposed Project subject to the amended conditions of compliance from SCAQMD, the amended conditions of certification from the CEC, and all terms and conditions required by the CEC for the DEBA funding, including the SCPPA Flow-Down Agreement. Notwithstanding this authorization, a notice to proceed with the EWA may not issue unless and until the CEC completes its environmental assessment and the Authority considers the CEC's assessment and reaches its own conclusions pursuant to CEQA on whether and how to proceed. The Authority maintains its discretion to approve, condition, or decide not to proceed with the EWA as necessary to comply with CEQA.

4. BWP, as SCPPA's operating agent for MPP, is hereby authorized and directed to execute, negotiate, and implement all required and related agreements, documents, instruments, and forms with the CEC, SCPPA, and other subcontractors and vendors, and to implement the Proposed Project subject to the amended conditions of compliance from SCAQMD, the amended conditions of certification from the CEC, all terms and conditions required by the CEC for the DEBA funding, including the SCPPA Flow-Down Agreement, SCPPA's approval of the EWA and any conditions adopted by SCPPA in connection with its CEQA review of the EWA, and the terms and conditions of the Magnolia Power Project Construction Management

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and Operating Agreement between Southern California Public Power Authority and City of Burbank dated March 1, 2003.

5. BWP as SCPPA's operating agent, is hereby authorized and directed to take such action as necessary to administer the CEC grant for SCPPA, including the authority to submit any required documents, invoices, and reports required to obtain the CEC grant funding or as may be required under any agreements with the CEC pertaining to the grant, subject to the amended conditions of compliance from SCAQMD, the amended conditions of certification from the CEC, all terms and conditions required by the CEC for the DEBA funding, including the SCPPA Flow-Down Agreement, SCPPA's approval of the EWA and any conditions adopted by SCPPA in connection with its CEQA review of the EWA, and the terms and conditions of the Magnolia Power Project Construction Management and Operating Agreement between Southern California Public Power Authority and City of Burbank dated March 1, 2003.

THE FOREGOING RESOLUTION is approved and adopted by the Authority this 16th day of October 2025.

Signed by:
Todd Dusenberry
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TODD DUSENBERRY
PRESIDENT
Southern California Public
Power Authority

ATTEST:

Signed by:
DAE0F3ABECDE498...

DANIEL E GARCIA
ASSISTANT SECRETARY
Southern California Public
Power Authority