

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

ENERGY DIVISION

**Agenda ID 14169
RESOLUTION E-4732
August 13, 2015**

R E S O L U T I O N

Resolution E-4732. Modification to Form 106-35140F in the Electric Rule 15 (Line Extensions) special conditions agreement between San Diego Gas & Electric and Rancho Mission Viejo, LLC (RMV).

PROPOSED OUTCOME:

- The Commission approves the special conditions agreement between SDG&E and RMV.
- This includes a one-time deviation of SDG&E's Electric Form 106-35140F in the special conditions agreement.
- The Commission approves SDG&E's AL 2646-E.

SAFETY CONSIDERATIONS:

- No safety impacts were identified because the modification to the line extension agreement concerns the construction schedule.

ESTIMATED COST:

- No additional cost is associated with this Resolution.

By Advice Letter 2646-E Filed on August 28, 2014.

SUMMARY

On August 28, 2014, SDG&E filed AL 2646-E requesting approval of a special condition (Electric Rule 15, Line Extension) agreement between SDG&E and RMV.

This includes a one-time deviation of SDG&E's Electric Form 106-35140F in this special conditions agreement.

No protests were received.

This Resolution approves SDG&E's AL 2646-E because the approval would provide extra flexibility to RMV on a complicated project with no known downside and no cost to ratepayers.

BACKGROUND

RMV is planning a multi-use development of an area in SDG&E territory designated Planning Area 2 (PA-2). The uses include retail, offices, residential and community facilities. RMV will contract with several builders to construct the facilities.

Electric Form 106-35140F – *General Conditions for Underground Electric Distribution, Service System Construction and Gas Trench*; is a Commission approved standard attachment to an Electric Rule 15 line extension contract.

Section 16.0 of Electric Form 106-35140F reads as follow:

PHASING FOR ENERGIZING (Applies only when cabling is installed by SDG&E)

When SDG&E and the Applicant agree before the completion of final Specifications, portions of the underground facilities may be phased *for* energizing before Final Acceptance provided the phasing does not delay completion of the entire project, SDG&E retains control of the energized portion, and the energized area is compatible with the system design and SDG&E's safety practices. Energizing portions of systems shall in no way relieve the Applicant of any of its duties.

Electric Rule 15.I.3 – Exceptional Cases, allows SDG&E to apply for a deviation from the rule.

SDG&E requests the Commission to approve a special condition contract for the RMV PA-2 under the Exceptional Case to replace “Phasing for Energizing “with “Phasing for Construction”. “Phasing for Construction” means instead of phasing the installation of cable on a job, SDG&E will split the job into smaller jobs to allow the completion of work orders upon energizing. Under this special contract, SDG&E would allow RMV to proceed with the work they are required to do (trenching and installing conduit/substructures) prior to making payment and signing the contract.

NOTICE

Notice of AL2646-E was made by publication in the Commission's Daily Calendar. SDG&E states that a copy of the Advice Letter was mailed and distributed in accordance with Section 4 of General Order 96-B.

PROTESTS

There were no protests received for AL 2646-E.

DISCUSSION

Approval of this contract deviation does not pose any risk to ratepayers because RMV may do this advance work at its own risk to expedite the construction project. Furthermore, SDG&E will not allow installation of cable, transformers, and other distribution facilities until receiving payment and the contract. This change allows the builder to get started on the project while finalizing the design and preparing the contract. Approval of this Advice Letter has no impact on ratepayers.

COMMENTS

This is an uncontested matter in which the resolution grants the relief requested. Accordingly, pursuant to PU Code 311(g) (2), the otherwise applicable 30-day period for public review and comment is being waived.

FINDINGS

1. On August 28, 2014, SDG&E filed AL 2646-E requesting approval of a special conditions (Electric Rule 15, Line Extension) agreement between SDG&E and RMV.
2. No protests were received.
3. Electric Rule 15.I.3, Exceptional Cases, allows SDG&E to apply for a deviation from the rule.
4. SDG&E requests the Commission to approve a special condition contract for RMV PA-2 under the Exceptional Case of Electric Rule 15.I.3 to replace "Phasing for Energizing" with "Phasing for Construction".
5. This deviation has no impact on SDG&E's ratepayers.

THEREFORE IT IS ORDERED THAT:

1. The request of San Diego Gas & Electric Company to approve a special conditions (Electric Rule 15, Line Extension) agreement between San Diego Gas & Electric Company and Rancho Mission Viejo, LLC for Planning Area 2 is approved.
2. San Diego Gas & Electric Company's Advice Letter 2646-E is approved.

This Resolution is effective today.

I certify that the foregoing resolution was duly introduced, passed and adopted at a conference of the Public Utilities Commission of the State of California held on August 13, 2015; the following Commissioners voting favorably thereon:

TIMOTHY J. SULLIVAN
Executive Director