

1 **BOARD OF SUPERVISORS, COUNTY OF LAKE, STATE OF CALIFORNIA**
2 **ORDINANCE NO.____**

3 **AN ORDINANCE AUTHORIZING THE IMPLEMENTATION OF A**
4 **COMMUNITY CHOICE AGGREGATION PROGRAM BY PARTICIPATING**
5 **WITH THE SONOMA CLEAN POWER AUTHORITY**

6 **WHEREAS** the County of Lake ("County") has been actively investigating options to provide
7 electric services to constituents within its service area with the intent of achieving greater local
8 involvement over the provision of electric services and promoting competitive and renewable energy;
9 and

10 **WHEREAS** on September 24, 2002, the Governor signed into law Assembly Bill 117 (Stat.
11 2002, Ch. 838; see California Public Utilities Code section 366.2; hereinafter referred to as the "Act"),
12 which authorizes any California city or county, whose governing body so elects, to combine the
13 electricity load of its residents and businesses in a community-wide electricity aggregation program
14 known as Community Choice Aggregation ("CCA"); and

15
16 **WHEREAS** the Act expressly authorizes participation in a CCA program through a joint powers
17 agency, and on December 4, 2012, the Sonoma Clean Power Authority ("SCPA") was established as a
18 joint powers authority pursuant to a Joint Powers Agreement, as amended from time to time ("SCPA
19 Joint Powers Agreement"); and

20
21 **WHEREAS** on October 4, 2013, the California Public Utilities Commission certified the
22 "Implementation Plan" for SCPA's CCA program and on February 20, 2015, approved a First Revised
23 and Updated Implementation Plan, confirming SCPA's compliance with the requirements of the Act;
24 and

25 **WHEREAS** on September 30, 2025, the County of Lake Board of Supervisors heard
26 presentations and received public comment regarding SCPA's CCA program. In order to participate in
27 SCPA's CCA program, the Act requires the County to adopt an ordinance electing to implement SCPA's
28

CCA program in its jurisdiction. All public notices regarding consideration of this Ordinance were provided.

NOW THEREFORE, THE BOARD OF SUPERVISORS OF THE COUNTY OF LAKE DOES ORDAIN AS FOLLOWS:

SECTION 1. Article XXX of the Lake County Code is hereby added as follows:

ARTICLE XXX – IMPLEMENTATION OF A COMMUNITY CHOICE AGGREGATE PROGRAM

Sec, 2-208. The Board of Supervisors of the County of Lake hereby elects to implement a Community Choice Aggregation program within the County conditioned on the SCPA Board authorizing participation of the County of Lake in the SCPA CCA Program, through the County's participation as a "Participant" in the SCPA CCA program as defined in the SCPA Joint Powers Agreement. The County Administrative Officer is hereby authorized to execute any documents necessary for the County's participation in the program.

SECTION 2. The passage of this Ordinance is not a project under the California Environmental Quality Act (CEQA) because it does not involve any commitment to a specific project which may result in a potentially significant physical impact on the environment, as contemplated by Title 14, California Code of Regulations, Sections 15378 ("CEQA Regulations"), and is therefore not subject to CEQA pursuant to CEQA Guidelines Section 15060.

SECTION 3. If any section, subsection, sentence, clause, phrase or word of this Ordinance is for any reason held to be invalid by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance. The Board of Supervisors of the County of Lake hereby declares it would have passed and adopted this Ordinance and each and all provisions hereof irrespective of the fact that any one or more of said provisions be declared invalid.

SECTION 4. This Ordinance shall be and the same is hereby declared to be in full force and effect from and after thirty (30) days after the date of its passage. The County Clerk shall publish the Ordinance or cause a summary of said Ordinance to be published as provided by law.

This Ordinance shall take effect on the _____ day of _____, 2025, and after the passage it shall be published in at least once in a newspaper of general circulation in the County of Lake.

The foregoing Ordinance was introduced before the Board of Supervisors on the _____ day of _____, 2025 and passed by the following vote on the _____ day of _____, 2025.

AYES:

NOES:

ABSENT OR NOT VOTING:

COUNTY OF LAKE

Chair, Board of Supervisors

ATTEST: SUSAN PARKER
Clerk of the Board of Supervisors

APPROVED AS TO FORM:
LLOYD GUINTIVANO
County Counsel

By: _____

By: _____