

Ordinance No. 123674

Council Bill No. 117242

AN ORDINANCE relating to the City Light Department; completion of the Voluntary Green Power Program, and amending Seattle Municipal Code chapter 21.49.

CF No. \_\_\_\_\_

Date Introduced:	<u>Aug. 1, 2011</u>	
Date 1st Referred:	To:	<u>Energy, Technology, and Civil Rights</u>
Date Re - Referred:	To: (committee)	
Date Re - Referred:	To: (committee)	
Date of Final Passage:	Full Council Vote: <u>9-0</u>	
Date Presented to Mayor:	Date Approved: <u>August 17, 2011</u>	
Date Returned to City Clerk:	Date Published:	T.O. <input checked="" type="checkbox"/> F.T. <input type="checkbox"/>
Date Vetoed by Mayor:	Date Veto Published:	
Date Passed Over Veto:	Veto Sustained:	

# The City of Seattle - Legislative Department

Council Bill/Ordinance sponsored by: Bruce A. Hewell  
Councilmember

## Committee Action:

8/3/2011 Passed BH, RC, MO

8-8-11 Passed 9-0

This file is complete and ready for presentation to Full Council. Committee: \_\_\_\_\_ (initial/date)

## LAW DEPARTMENT

Law Dept. Review

OMP Review

City Clerk Review

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Indexed

ORDINANCE 123074

AN ORDINANCE relating to the City Light Department; completion of the Voluntary Green Power Program, and amending Seattle Municipal Code chapter 21.49.

WHEREAS, RCW Chapter 19.29A requires that electric utilities offer retail electricity customers a voluntary option to purchase qualified alternative energy resources beginning January 1, 2002; and

WHEREAS, the City Light Department ("City Light") has complied with RCW Chapter 19.29A by offering two voluntary programs beginning with the Green Power Program in 2002 and additionally, the Green Up Program since 2005; and

WHEREAS, the Green Power Program has funded 31 solar demonstration projects and the stated goals of the Green Power Program established in SMC 21.49.083 have been achieved; and

WHEREAS, the Green Up Program established in SMC 21.49.084 continues to offer City Light customers the opportunity to voluntarily support new renewable energy resources; and

WHEREAS, customer marketing, education and outreach are critical to the success of voluntary green power programs; NOW, THEREFORE,

**BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:**

Section 1. Seattle Municipal Code, Chapter 21.49 is amended to delete section 21.49.083.

Section 2. Seattle Municipal Code, Chapter 21.49.084, Section C is amended in its entirety as follows:

21.49.084 Voluntary Green Power, Green Up Program

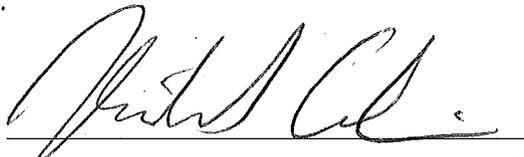
C. The voluntary Green-up Program payments, less the costs ~~((of administering the program ("Net Green-up Revenue"), will be used to purchase qualified alternative energy resources including renewable resources from Northwest wind, biomass, and landfill gas projects.))~~ of program administration, marketing, and renewable energy education, ("Net Green-



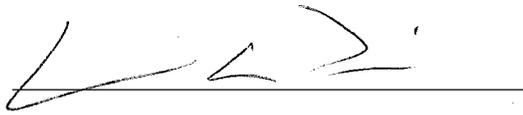
1 Up Revenue”), will be used to purchase qualified alternative energy resources. Subject to the  
2 provisions of the ordinances authorizing issuance of the City's municipal light and power revenue  
3 obligations, the Department shall make available from its budgeted funds, for the purchase or  
4 development of new qualified alternative energy resources, an amount equal to the Net Green-up  
5 Revenue allocated to existing Department qualified alternative energy resources.  
6

7 Section 3. This ordinance shall take effect and be in force 30 days after its approval by  
8 the Mayor, but if not approved and returned by the Mayor within ten days after presentation, it  
9 shall take effect as provided by Seattle Municipal Code Section 1.04.020.

10  
11 Passed by the City Council the 8<sup>r</sup> day of August, 2011, and  
12 signed by me in open session in authentication of its passage this  
13 8<sup>r</sup> day of August, 2011.

14   
15 \_\_\_\_\_  
16 President \_\_\_\_\_ of the City Council

17 Approved by me this 17<sup>th</sup> day of August, 2011.

18   
19 \_\_\_\_\_  
20 Michael McGinn, Mayor

21  
22 Filed by me this 18<sup>th</sup> day of August, 2011.

23   
24 \_\_\_\_\_  
25 Monica Martinez Simmons, City Clerk

26  
27 (Seal)



**FISCAL NOTE FOR NON-CAPITAL PROJECTS**

<b>Department:</b>	<b>Contact Person/Phone:</b>	<b>CBO Analyst/Phone:</b>
Seattle City Light	Jack Brautigam/684-3954	Calvin Chow/684-4652

**Legislation Title:**

AN ORDINANCE relating to the City Light Department; completion of the Voluntary Green Power Program, and amending Seattle Municipal Code chapter 21.49.

**Summary of the Legislation:**

The proposed Council Bill acknowledges the completion of the voluntary Green Power Program and authorizes Seattle City Light to discontinue this program and provides clarification regarding the use to revenues associated with the remaining Green-up Program.

The Voluntary Green Power program's goals have been met so this renewable energy program is now complete. SMC 21.49 would be amended to delete section 21.49.083 and to amend section 21.49.084. City Light will continue to offer the voluntary Green Up Program established in SMC 21.49.084, to remain in compliance with RCW 19.29A.

**Background:**

RCW 19.29A requires qualifying utilities (including Seattle City Light) to offer customers a voluntary option to purchase green power.

Seattle City Light currently offers two programs that comply with this requirement:

- SMC 21.49.083. The Green Power Program established in 2002 was designed to support the development of smaller-scale, local renewable energy projects (primarily solar) not included in City Light's power portfolio. Program goals were to create awareness, improve operating experience, and create market demand through technology demonstration and education.
- SMC 21.49.084. The Green Up Program established in 2005 was designed to support the development of larger-scale, regional renewable energy projects (often wind, geothermal and biomass, but not solar) which are in addition to utility portfolio requirements. This program acquires renewable energy credits and is certified by the independent Center for Resource Solutions, Green-e Energy Program.

**Green Power Program goals met.**

The Green Power Program has funded 31 solar projects since 2002 and stated program goals established in 21.49.083 have been met. Fifteen (15) of these projects are located on schools with curriculum and training provided to teachers and administrators. The local market for solar has been transformed over the last decade with 166 customer projects installed in 2009-10 and several large-scale commercial projects recently announced. We view the local solar market



moving away from demonstration phase to an early commercialization phase.

As of 12/31/2010 customers participating in voluntary Green Power Programs were as follows:

- Green Power only: 1,993
- Green Up only: 10,495
- Both Green Power and Green Up: 863

Plans for the future.

City Light plans to increasingly engage and research customers on their preferences for green power products and services, and to increase participation in Green Up. Green Power customers will be contacted and thanked for their strong commitment to local solar development and encouraged to support Green Up (if not already). Through more direct and consistent marketing, City Light would like to eventually compete with Puget Sound Energy (ranked #1 in Washington) and Portland General Electric (ranked #1 in the U.S.) for number of green power customers.

Please check one of the following:

**This legislation does not have any financial implications.**

(Stop here and delete the remainder of this document prior to saving and printing.)

**This legislation has financial implications.** (Please complete all relevant sections that follow.)





City of Seattle  
Office of the Mayor

July 19, 2011

Honorable Richard Conlin  
President  
Seattle City Council  
City Hall, 2<sup>nd</sup> Floor

Dear Council President Conlin:

I am pleased to transmit the attached proposed Council Bill acknowledging Seattle City Light's successful completion of the voluntary Green Power Program and documenting the uses of revenues received under the voluntary Green Up Program.

The voluntary Green Power Program was established in 2002 to create renewable energy awareness through the support of smaller-scale, local renewable, energy projects (primarily solar) that provide the public with technology demonstration and education. The program has met its goals by funding the creation of 31 solar demonstration projects in the Seattle City Light service territory. Projects have been installed at schools, parks, and other visible public sites including the Aquarium and Woodland Park Zoo.

Although Green Power is ending, City Light continues to meet its commitment to renewable energy through the voluntary Green Up Program, which is consistent with RCW 19.29A's requirement that electric utilities offers customers a voluntary option to purchase renewable energy credits (RECs) to support green energy generation. After the cost of program administration, marketing, and renewable energy education, revenues from the Green-Up program will be used to purchase these qualified alternative energy resources.

Thank you for your consideration of this legislation. Should you have questions, please contact Glenn Atwood, Director, Conservation Resources Division at 683-3763.

Sincerely,

A handwritten signature in black ink, appearing to read 'Michael McGinn'.

Michael McGinn  
Mayor of Seattle

cc: Honorable Members of the Seattle City Council

Michael McGinn, Mayor  
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Seattle, WA 98124-4749

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Fax (206) 684-5360  
TDD (206) 615-0476  
mike.mcgin@seattle.gov

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**STATE OF WASHINGTON – KING COUNTY**

--SS.

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275835  
CITY OF SEATTLE, CLERKS OFFICE

No. TITLE ONLY

**Affidavit of Publication**

The undersigned, on oath states that he is an authorized representative of The Daily Journal of Commerce, a daily newspaper, which newspaper is a legal newspaper of general circulation and it is now and has been for more than six months prior to the date of publication hereinafter referred to, published in the English language continuously as a daily newspaper in Seattle, King County, Washington, and it is now and during all of said time was printed in an office maintained at the aforesaid place of publication of this newspaper. The Daily Journal of Commerce was on the 12<sup>th</sup> day of June, 1941, approved as a legal newspaper by the Superior Court of King County.

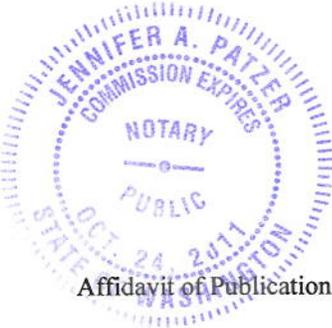
The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

CT:123673-677,123685

was published on

09/01/11

The amount of the fee charged for the foregoing publication is the sum of \$ 81.90, which amount has been paid in full.



Affidavit of Publication

*Valer J. Walden*  
\_\_\_\_\_  
Subscribed and sworn to before me on  
09/01/11 *[Signature]*  
\_\_\_\_\_  
Notary public for the State of Washington,  
residing in Seattle

# State of Washington, King County

## City of Seattle

The full text of the following legislation, passed by the City Council on August 8, 2011, and published below by title only, will be mailed upon request, or can be accessed at <http://clerk.seattle.gov>. For information on upcoming meetings of the Seattle City Council, please visit <http://www.seattle.gov/council/calendar>. Contact: Office of the City Clerk at (206) 684-8344.

### ORDINANCE NO. 123673

AN ORDINANCE relating to the Department of Parks and Recreation; authorizing the Superintendent of Parks and Recreation to convey a strip of tide lands associated with Waterfront Park to Pier 57 Corporation, a Washington Corporation, to complete a lot boundary adjustment consistent with a 1989 Settlement Agreement; superseding the requirements of Ordinance 118477, which adopted Initiative 42, for the purposes of this ordinance; and ratifying and confirming certain prior acts.

### ORDINANCE NO. 123674

AN ORDINANCE relating to the City Light Department, completion of the Voluntary Green Power Program, and amending Seattle Municipal Code chapter 21.49.

### ORDINANCE NO. 123675

AN ORDINANCE relating to the City Light Department; amending the Community Solar Program established in Seattle Municipal Code 21.49.087.

### ORDINANCE NO. 123676

AN ORDINANCE relating to the City Light Department; authorizing the execution of a confirmation agreement with Roseburg LFG Energy, LLC for the purchase of environmental attributes in the form of renewable energy certificates that are necessary or convenient for meeting the requirements of the Washington State Energy Independence Act; and further authorizing the execution of other necessary and convenient agreements for the receipt, tracking, transferring, management, and sale of the environmental attributes.

### ORDINANCE NO. 123677

AN ORDINANCE appropriating money to pay certain audited claims and ordering the payment thereof.

### ORDINANCE NO. 123685

AN ORDINANCE authorizing the Superintendent of Parks and Recreation to execute an Amended and Restated Lease between the City of Seattle and Building 11 Investors LLC for the renovation and use of Building 11 at Warren G. Magnuson Park.

Publication ordered by the City Clerk  
Date of publication in the Seattle Daily Journal of Commerce, September 1, 2011.  
9/1(275835)