



**ELECTRIC SCHEDULE E-ECR-PDT**  
E-ENHANCED COMMUNITY RENEWABLES PROJECT DEVELOPMENT TARIFF

Sheet 1

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A. APPLICABILITY:

(N)

The E-Enhanced Community Renewables (E-ECR) Project Development Tariff (PDT) schedule (Schedule E-ECR-PDT or this Schedule) implements, in part, one of two Green Tariff Shared Renewables (GTSR) programs (GTSR Programs) pursuant to California Public Utilities Code (PUC) Sections 2831-2834 and California Public Utilities Commission (CPUC) Decision (D.) 15-01-051. This Schedule is available, on a first-come, first-served basis, to applicants (ECR Applicants) who (i) own or control an ECR Facility (or ECR Project), (ii) meet the ECR Eligibility Criteria outlined herein, and (iii) submit a complete ECR Program Participation Request (ECR PPR).

This Schedule will close to ECR Applicants submitting new ECR PPRs on the earlier of: (i) the conclusion of the November-December 2017 ECR Period, or (ii) the date upon which the combined nameplate rated generating capacity of ECR Facilities participating under this Schedule and facilities procured to meet Customer Subscriptions served under E-ECR reaches 272 megawatts-alternating current (MW-AC) (GTSR Program Cap), which represents PG&E's allocated share of the total statewide GTSR Program cap of 600 MW-AC.

As a prerequisite for participating under this Schedule, an ECR Applicant must provide PG&E with a copy of its proposed marketing plan and marketing materials prior to marketing its ECR Project to any potential ECR Customers and prior to submitting a PPR. PG&E will review the marketing plan and marketing materials for the limited purpose of reviewing whether the materials contain specified information as outlined on PG&E's website, and will provide notice to the ECR Applicant regarding whether the information provided satisfies the criteria. If PG&E, in its reasonable discretion, determines that the marketing plan and/or marketing materials do not meet the criteria, the ECR Applicant must update the materials and re-submit the documentation to PG&E prior to submitting a PPR or marketing its ECR Project to any potential ECR Customers. The Customer Developer Agreement (CDA) is not considered part of the ECR Applicant's marketing plan or marketing materials and should not be included in the marketing package sent to PG&E for review.

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**D. ECR ELIGIBILITY CRITERIA (Cont'd.):**

(N)

- 7. Site Control: The ECR Applicant must provide to PG&E an attestation that it has 100% site control for the ECR Project through: (a) direct ownership; (b) lease; or (c) an option to lease or purchase that may be exercised upon execution of the ECR PPA. The ECR Applicant is required to submit a map showing the boundary of the Site for which the ECR Applicant has control as part of the ECR PPR. PG&E reserves the right to request additional information.
- 8. Developer Experience: The ECR Applicant must provide to PG&E an attestation that at least one member of its development team has: (a) completed the development of at least one project of similar technology (solar) and capacity; or (b) begun construction of at least one other project of similar technology (solar) and capacity. A project less than 1 MW-AC will be deemed to be similar in capacity to an ECR Project up to 1 MW-AC. A project between 1 MW-AC and 3 MW-AC will be deemed to be similar in capacity to an ECR Project up to 3 MW-AC. For example, for a 3 MW-AC ECR Project, a project of similar capacity cannot be smaller than 1 MW-AC.
- 9. Daisy Chaining: The ECR Applicant must provide to PG&E an attestation that the exporting project(s) being developed, owned or controlled by the ECR Applicant or the ECR Applicant's Affiliates on any single or contiguous pieces of property does not have a combined Contract Capacity in excess of 3 MW-AC. PG&E may, at its sole discretion, determine that the ECR Applicant does not satisfy this ECR Eligibility Criteria if the ECR Project appears to be part of an installation larger than 3 MW in the same general location that has been or is being developed by the ECR Applicant or the ECR Applicant's Affiliates, or appears to be sharing facilities with one or more projects.
- 10. Other Incentives: An ECR Project that previously received incentives under the California Solar Initiative (CSI) or the Self-Generation Incentive Program (SGIP) is ineligible for participation under this Schedule.

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D. ECR ELIGIBILITY CRITERIA (Cont'd.):

(N)

- 15. ECR Customer Eligibility: All ECR Customers must meet the eligibility requirements as provided in E-ECR.
- 16. Green-e<sup>®</sup> Energy Compliance: An ECR Applicant's ECR Project must meet Green-e<sup>®</sup> Energy eligibility criteria throughout the Delivery Term of the ECR PPA. An ECR Applicant must provide to PG&E an attestation stating that the ECR Project meets the marketing, reporting and other requirements of the Green-e<sup>®</sup> Energy Program to be able to produce Green-e<sup>®</sup> Energy eligible product in accordance with the Green-e<sup>®</sup> Energy National Standard in effect at the time of ECR PPA execution. The ECR Applicant must agree to adhere to the Green-e<sup>®</sup> Energy program's marketing, disclosure and additional requirements as specified in the Green-e<sup>®</sup> Energy program website, the ECR PPA and/or PG&E's website, which includes being subject to audits to ensure compliance with the Green-e<sup>®</sup> Energy Program. The ECR Applicant must agree in the ECR PPA that it will complete, sign and return, on an annual basis or whenever required by PG&E or the Center for Resource Solutions, the Green-e<sup>®</sup> Energy Attestation From Generator Participating in a Tracking System form, or its successor form, to PG&E. The ECR Applicant will, throughout the Delivery Term of the ECR PPA, be responsible for all costs incurred to obtain and maintain Green-e<sup>®</sup> Energy certification and compliance.

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(N)

D. ECR ELIGIBILITY CRITERIA (Cont'd.):

(N)

- 17. Securities Opinion: Concurrent with ECR PPA execution, the ECR Applicant must provide an original legal opinion, in form and substance acceptable to PG&E, and addressed to PG&E, issued by a law firm listed in *The American Lawyer* annual "AmLaw 100" list for the then-current year stating that the transactions between the ECR Customers and the ECR Applicant: (a) comply with securities law, and that PG&E and its ratepayers are not at risk for securities claims associated with the ECR Project, and (b) comply with one of the following (i) do not involve the offer or sale of "securities" under California or federal law, (ii) involve the offer or sale of securities that are registered under federal securities law and are qualified under California securities law, or (iii) involve the offer or sale of securities exempt from registration under federal securities law and qualification under California securities law, as applicable. The legal opinion may not contain any exceptions or qualifications unacceptable to PG&E in its reasonable discretion. The ECR Applicant must submit to PG&E an attestation from an officer of the ECR Applicant that the fact certificate provided by an officer of the ECR Applicant to the law firm issuing the legal opinion is true and complete and that the ECR Applicant's business model with ECR Customers is, and throughout the Delivery Term will be, as described in the legal opinion. PG&E has no obligation to execute an ECR PPA with the ECR Applicant if the ECR Applicant either fails to provide the required legal opinion or provides an opinion that does not meet the requirements described above.
- 18. The ECR Project must be a New Facility and cannot have an existing PPA or other contract for energy and/or capacity deliveries to PG&E, or any other counterparty, for the same ECR Project at the time of execution of the ECR PPA.
- 19. CCA Code of Conduct: The ECR Applicant must provide an attestation to PG&E that the ECR Applicant has received and read Attachment 1 of the Community Choice Aggregation (CCA) Code of Conduct Decision (D.12-12-036), and will not circumvent it.

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E. ECR PROGRAM PARTICIPATION REQUEST (PPR):

(N)

The ECR PPR requirements and review process are as follows:

1. An ECR Applicant must submit a complete ECR PPR to be eligible for service under this Schedule and must submit the following ECR PPR items. Information on how to submit the ECR PPR is available on PG&E's website. An ECR PPR must include:
  - a. PPR Fee: An ECR Applicant must pay a non-refundable application fee as part of each ECR PPR submission, consistent with the PPR fee included in Schedule Re-MAT, which is currently set at \$2/kilowatt-alternating current (kW-AC). The ECR PPR fee is not applicable toward the Collateral Requirements under the ECR PPA. The manner and form of payment is specified by PG&E on its website and/or information technology system.
  - b. PPR Form: ECR Applicants must submit the ECR PPR form in a manner and form specified by PG&E.
  - c. Supporting Documentation: Supporting documentation, including but not limited to the items below, must be submitted.
    - i. A copy of the most recent Interconnection Study or Interconnection Agreement for the ECR Project. Any new or amended Interconnection Study or Interconnection Agreement must be submitted to PG&E within five (5) business days of receipt of the study or agreement.
    - ii. A completed copy of Appendix E of the ECR PPA, including but not limited to a single line diagram, site legal description, Assessor Parcel Number (APN), site map clearly outlining the border of the ECR Project site for which site control exists, and any other documentation as specified on PG&E's website.
    - iii. A Geographic Information System file of the ECR Project boundary information.

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(N)

**E. ECR PROGRAM PARTICIPATION REQUEST (PPR) (Cont'd.):**

(N)

**c. Supporting Documentation: (Cont'd.)**

- iv. An attestation that includes the percentage ownership that the ECR Applicant and ECR Applicant's Affiliates have in each ECR Project for which an ECR PPR has been submitted. The ECR Applicant must also provide an organizational chart to indicate the ECR Applicant's parent companies and ECR Applicant's Affiliates. ECR Customers are not considered owners for the purpose of calculating percentage ownership for this required attestation. The determination of the percentage of ownership that an ECR Applicant holds in an ECR Project will be made by the ECR Applicant based on accounting standards and/or project financing conventions. PG&E does not have an obligation to review materials or documents related to an ECR Applicant's ownership or financing of an ECR Project and does not have an obligation to advise an ECR Applicant on the percentage ownership that an ECR Applicant has in an ECR Project. PG&E shall have the right to request and review the ECR Applicant's ownership calculation and supporting documentation. The ECR Applicant must submit an updated attestation within five (5) business days of any change in ownership.
- v. An attestation that all marketing plans and marketing materials have been reviewed by PG&E and acknowledgement that no substantive changes shall be made to the marketing plans and marketing materials reviewed by PG&E without PG&E's prior review throughout the Delivery Term of the ECR PPA.
- vi. An attestation that the ECR Applicant has received and read Attachment 1 of the CCA Code of Conduct Decision (D.12-12-036), and will not circumvent it.
- vii. All attestations required in this Schedule, including but not limited to those specifically required in Section D above for site control, developer experience, daisy chaining, community location, community interest, marketing, CCA Code of Conduct and Green-E<sup>®</sup> Energy compliance.
- viii. Such other information and documentation that PG&E may request to verify compliance with the ECR Eligibility Criteria.

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E. ECR PROGRAM PARTICIPATION REQUEST (PPR) (Cont'd.):

(N)

- g. Change in Eligibility: ECR Applicants are required to confirm in each ECR Program Period that their ECR Project meets the ECR Eligibility Criteria outlined herein. If an ECR Applicant and/or ECR Project previously deemed eligible to participate under this Schedule no longer meets the ECR Eligibility Criteria, the ECR Applicant must immediately notify PG&E and shall relinquish its ECR Queue Number for the applicable ECR PPR. The ECR PPR will be deemed rejected, as described in Section E.1.e above.
- 2. Once an ECR Applicant has an ECR Queue Number for its proposed ECR Project, the information provided in the ECR PPR regarding the ECR Project may not be modified, unless permitted or approved by PG&E, and shall be used for the completion of the ECR PPA. PG&E will indicate what information, if any, in the ECR PPR can be modified in its ECR PPR materials, website, and/or information technology system.
- 3. An ECR Applicant may contest a determination of ineligibility through the CPUC's standard complaint procedure set forth in Article 4, Complaints, of the CPUC's Rules of Practice and Procedure.

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(N)  
(N)

F. ECR PPR SUBMISSION DATES AND PROGRAM PERIODS:

(N)

1. Initial ECR PPR Submission Date: Applicants will be able to submit an ECR PPR for an ECR Project beginning at 9:00 a.m. Pacific Time (PT) on January 1, 2016 (Initial ECR PPR Submission Date).
2. ECR Program Periods: The ECR Program shall be divided into bi-monthly program periods (ECR Periods), and such ECR Periods will at all times correspond to the existing Re-MAT Periods, as defined in Schedule Re-MAT. The first ECR Period will begin on March 1, 2016, which corresponds to Re-MAT Period 15. In the event that Schedule Re-MAT reaches its Final Period (as defined in Schedule Re-MAT) before the Final ECR Period, the ECR Periods shall then occur on the first business day of the second month following the Schedule Re-MAT Final Period and shall continue on a bi-monthly basis thereafter until the Final ECR Period.
3. Final ECR Period: The final ECR Period (Final ECR Period) is the earlier of November-December 2017, or when the capacity remaining for the GTSR Program reaches zero or a *de minimis* amount approaching zero. At the close of the Final ECR Period, this Schedule will close to all applicants seeking to submit new ECR PPRs and no new ECR PPAs will be offered by PG&E.

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(N)

I. ECR SUBSCRIPTION:

(N)

ECR Subscription shall occur as follows:

1. Within ten (10) business days after the first business day of each ECR Period, ECR Applicants must provide PG&E with written notice indicating whether or not the ECR Applicant is willing to execute an ECR PPA based on the applicable ECR Contract Price (Accept the ECR Contract Price or Reject the ECR Contract Price). PG&E's website, information technology systems, or other materials shall specify how the ECR Applicant shall provide written notice to PG&E. Concurrent with a submittal of written notice Accepting the ECR Contract Price, the ECR Applicant must also provide to PG&E the ECR Customer Subscription information, as specified on PG&E's website, for PG&E to verify that the ECR Project meets the ECR Eligibility Criteria. If the ECR Customer is a third-party institutional customer or municipality working to develop an ECR Project in its Community, upon Acceptance of the ECR Contract Price, the ECR Applicant must provide to PG&E an attestation stating the guaranteed subscription level from the third-party institutional customer or municipality, and if the ECR Applicant is awarded an ECR PPA, the ECR Applicant must provide to PG&E the ECR Customer Subscription information upon the COD specified in the ECR PPA.
  
2. If an ECR Applicant Accepts the ECR Contract Price but that ECR Applicant's ECR Customer Subscription information or required attestation contains minor deficiencies as determined by PG&E, PG&E, in its sole discretion, may permit an ECR Applicant to cure these minor deficiencies by re-submitting the ECR Customer Subscription information or required attestation (or a subset thereof) within five (5) business days of notice from PG&E of the deficiency. The ECR PPR for an ECR Applicant whose ECR Customer Subscription information or required attestation contains material substantive issues will be deemed incomplete and rejected, as described in Section E.1.e above. PG&E will review re-submitted ECR Customer Subscription information or the required attestation within ten (10) business days of receipt. If the re-submitted ECR Customer Subscription information or required attestation is deemed complete after the second review, the ECR Applicant will remain eligible to Accept the ECR Contract Price. Failure to re-submit the ECR Customer Subscription information or required attestation within five (5) business days of notice from PG&E to correct the minor deficiency shall result in the ECR PPR being rejected, as described in Section E.1.e above.

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(N)

I. ECR SUBSCRIPTION (Cont'd.):

(N)

- 3. Failure to provide PG&E with written notice Accepting the ECR Contract Price and the ECR Customer Subscription information or required attestation by 5:00 p.m. PT on the tenth (10<sup>th</sup>) business day after the first business day of an ECR Period will be deemed to be notice that the ECR Applicant Rejects the ECR Contract Price for that ECR Period.
- 4. PG&E will award ECR PPAs to ECR Applicants who meet the ECR Eligibility Criteria and who Accept the ECR Contract Price in ECR Queue Number order until the Available ECR Allocation for the ECR Period is met or Deemed Fully Subscribed. PG&E will input information from the ECR PPR into the ECR PPA for execution. PG&E will provide written notice to ECR Applicants who are awarded an ECR PPA for an ECR Period within thirty (30) business days following the deadline for ECR Applicants to Reject the ECR Contract Price or Accept the ECR Contract Price. If the Contract Capacity of the next ECR Project in ECR Queue Number order that has provided notice to PG&E within ten (10) business days after the first business day of an ECR Period indicating a willingness to execute an ECR PPA is larger than the remaining Available ECR Allocation for that ECR Period, that ECR Applicant will not be awarded an ECR PPA and PG&E will deem the Available ECR Allocation fully subscribed (Deemed Fully Subscribed).
- 5. Applicants who Reject the ECR Contract Price or Accept the ECR Contract Price but who are not awarded an ECR PPA will retain their ECR Queue Number, except as otherwise specified in this Schedule.

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I. ECR SUBSCRIPTION (Cont'd.):

(N)

- 6. Applicants who are awarded an ECR PPA for an ECR Period must submit concurrently with the executed ECR PPA an original legal opinion as described in Section D.17 above to PG&E within ten (10) business days of receiving written notice of an executable ECR PPA from PG&E. If the ECR Applicant fails to return an executed ECR PPA and legal opinion to PG&E within ten (10) business days of receiving an executable ECR PPA, the ECR Applicant will be deemed to have rejected the ECR PPA and the Applicant's ECR Queue Number will be revoked. The capacity associated with the ECR Applicant's ECR Project will be allocated back to the remaining ECR program capacity pursuant to Section G above.
- 7. Within ten (10) business days of the execution of the ECR PPA by both the ECR Applicant and PG&E, PG&E will provide on its website information regarding the executed ECR PPA.
- 8. Residential Customer Subscription Minimums: 45 MW-AC of capacity is reserved for residential customer participation in the GTSR Program. PG&E reserves the right to not offer an ECR PPA to an ECR Project if the subscribed ECR Customers to that ECR Project would cause PG&E to no longer have 45 MW-AC available for residential customer participation in its GTSR Program. Additionally, PG&E is required to procure one ECR project that has at least 50% residential ECR Customer Subscriptions. If an ECR Project in the ECR Queue demonstrates that it has at least 50% residential ECR Customer Subscriptions and PG&E has not yet met this target, PG&E reserves the right to execute an ECR PPA with that ECR Project regardless of that ECR Project's place in the ECR Queue provided, however, that if multiple ECR Projects in the ECR Queue would allow PG&E to meet this target, PG&E will adhere to the ECR Queue Number of those projects when meeting this target.

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(N)  
(N)

I. ECR SUBSCRIPTION (Cont'd.):

(N)

- 9. Environmental Justice (EJ) Prioritization Option: PG&E is directed to set aside 45 MW-AC of capacity for GTSR Program projects of up to 1 MW-AC in size that are located in EJ areas, as defined below under Section N. PG&E reserves the right to not offer an ECR PPA to an ECR Project if the ECR Project would cause PG&E to no longer have 45 MW-AC available for EJ participation on its GTSR Program. If there are ECR Projects in the ECR Queue no greater than 1 MW-AC in size that are located in an EJ area, PG&E reserves the right to execute an ECR PPA(s) with those ECR Projects regardless of their place in the ECR Queue provided, however, that if multiple ECR Projects in the ECR Queue would allow PG&E to meet this target, PG&E will adhere to the ECR Queue Number of those projects when meeting this target.

J. ECR PPA:

The ECR PPA will be completed by PG&E for execution by the ECR Applicant and shall include the information submitted in the ECR PPR, which includes, but is not limited to, the information listed below.

- 1. ECR Applicant Name: must be a legal entity
- 2. ECR Project Name
- 3. ECR Project Street Address (or nearest intersection) (or coordinates if no intersection or street address)
- 4. Type of Facility: As-Available Peaking
- 5. Renewable Resource Type: Solar
- 6. Interconnection Queue Position
- 7. Interconnection Point
- 8. Service Voltage
- 9. Delivery Point (point of interconnection to the California Independent System Operator (CAISO) grid; and, for payment purposes, the corresponding Price Node (PNode))
- 10. Expected COD: no later than twenty-four (24) months from the execution date of the ECR PPA
- 11. Contract Capacity
- 12. Delivery Term: 10, 15, or 20 years
- 13. Contract Quantity: provide estimates in kWh/year, net of Station Use for each year of the Delivery Term of the ECR PPA
- 14. ECR Customer Protections required to be included in the CDA (PG&E will not request access to the pricing component of the CDA that applies to ECR Customers)

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(N)

**K. METERING:**

(N)

ECR Projects must be electrically independent and separately metered. Metering requirements are described in the ECR PPA.

**L. ECR SPECIAL CONDITIONS:**

The following Special Conditions apply to PG&E's ECR program:

1. ECR COD Extension Policy: The COD for the ECR PPA may only be extended pursuant to the terms in the ECR PPA. The ECR PPA requires that the ECR Project achieve its COD on the first day of a calendar month within twenty-four (24) months after the Execution Date of the ECR PPA, with the possibility of one six (6) month extension for Permitted Extensions as set forth in the ECR PPA.
2. Termination of ECR PPA: Unless terminated earlier pursuant to the ECR PPA, the ECR PPA automatically terminates immediately following the last day of the Delivery Term.
3. ECR Program Suspension: PG&E may file a Tier 2 Advice Letter (AL) with the CPUC to suspend service under this Schedule when evidence of market manipulation or malfunction exists. The AL must be filed on the applicable CPUC service list. The AL shall identify the portion of the program suspended, the specific behavior and reasons for the suspension, and PG&E's proposal for resolving the problem.

**M. DENIAL OF SERVICE UNDER THIS SCHEDULE:**

PG&E may reject a PPR, upon written notice, under this Schedule if it makes any of the following findings:

1. The ECR Project does not meet the applicable requirements of PUC Sections 2831-2834 or any applicable CPUC decision.
2. The transmission or distribution grid that would serve as the point of interconnection is inadequate.
3. The ECR Project does not meet all applicable state and local laws and building standards, and utility interconnection requirements.
4. The aggregate of all electric generation facilities on a distribution circuit would adversely impact utility operation and load restoration efforts of the distribution system.

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(N)

**M. DENIAL OF SERVICE UNDER THIS SCHEDULE (Cont'd.):**

(N)

- 5. The ECR Project appears to be part of an overall installation larger than 3 MW by the same company or consortium in the same general location, or appears to be sharing facilities with one or more projects.
- 6. There exist any outstanding obligations owed to PG&E by the ECR Applicant under a previously executed agreement related to the sale of energy, capacity, green attributes, or other related products, in each case, that relates to either any portion of the site or the interconnection queue position to be utilized by the ECR Project seeking an ECR PPA.
- 7. The ECR Project would cause PG&E not to meet its residential or EJ reservation targets as provided in Section I.8 and I.9.
- 8. The ECR Applicant or ECR Project does not otherwise meet the requirements of this Schedule.

Upon receipt of notice of rejection of a PPR from PG&E, the ECR Applicant may appeal the decision to the CPUC.

**N. ECR DEFINITIONS:**

Capitalized terms in this Schedule have the same meaning as the defined term in the ECR PPA, unless the term is otherwise defined in this Schedule either in the sections above or in the specific Definitions section below.

- 1. ECR PPA: As defined in Section D.6.a above, ECR PPA refers collectively to both the Re-MAT PPA (Form 79-1150) and ECR Rider (Form 79-1176) when used in this Schedule.
- 2. As-Available Peaking: For the purposes of this Schedule, As-Available Peaking has the same meaning as the defined term "As-Available Peaking" in Section N of Schedule Re-MAT. PG&E reserves the right to request a generation profile and supporting information for the ECR Project to confirm the generation profile.
- 3. Subscription: For the purposes of this Schedule, Subscription is defined as the total capacity of ECR Projects from ECR Applicants willing to accept the ECR Contract Price in an ECR Period.

(N)

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Issued by  
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Senior Vice President  
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