



County of Los Angeles
CHIEF ADMINISTRATIVE OFFICE

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DAVID E. JANSSEN
Chief Administrative Officer

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Fifth District

December 6, 2005

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

**AN ORDINANCE TO AMEND THE COMMON CARRIER PETROLEUM PIPELINE
FRANCHISE GRANTED TO SOUTHERN CALIFORNIA EDISON COMPANY BY
ORDINANCE NO. 2000-0069F TO REFLECT A TRANSFER OF
THE FRANCHISE RIGHTS TO PACIFIC TERMINALS LLC
(FIRST, SECOND, AND FOURTH DISTRICTS) (3 VOTES)**

IT IS RECOMMENDED THAT YOUR BOARD:

1. Approve and schedule on your Board's agenda for adoption the accompanying ordinance to amend the common carrier petroleum pipeline franchise granted to Southern California Edison Company (SCEC), by Ordinance No. 2000-0069F, to reflect a transfer of the franchise rights to Pacific Terminals LLC, a Delaware Limited Liability Company (Pac-Terminals).
2. Find that this project is categorically exempt under the California Environmental Quality Act (CEQA) pursuant to Class 1 of the Environmental Document Reporting Procedures and Guidelines adopted by your Board on November 17, 1987, and Section 15301 of the State CEQA Guidelines.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of the recommended action is to request your Board to approve and adopt an ordinance to amend the common carrier petroleum pipeline franchise granted to SCEC, by Ordinance No. 2000-0069F, to reflect a transfer of the franchise rights to Pac-Terminals.

IMPLEMENTATION OF STRATEGIC PLAN GOALS

The County of Los Angeles (County) Strategic Plan directs that we provide the public with quality service that is beneficial and responsive (Goal 1). The Board's approval and adoption of an ordinance to transfer these franchise rights is consistent with this goal.

FISCAL IMPACT/FINANCING

SCEC has paid the County a one-time transfer fee of \$2,500 to process an ordinance to transfer these franchise rights. Pac-Terminals will also pay an annual fee calculated based upon a formula using the internal diameter and linear footage of the pipelines, pursuant to a rate schedule contained in Section 6231.5 of the California Public Utilities Code (CPUC).

The approximately 48,800 feet of Pac-Terminals common-carrier petroleum pipelines in County highways generate a base annual fee of over \$15,200 per calendar year. After adjusting the base annual fee for inflation using the price index specified in the CPUC (Consumer Price Index, June 1989 as base), the adjusted annual fee paid to the County totaled over \$22,600 for the 2004 calendar year.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

On November 28, 2000, your Board adopted Ordinance No. 2000-0069F granting a common carrier petroleum pipeline franchise to SCEC for a period of 25 years, becoming effective 30 days from adoption therefrom (December 28, 2000). In July 2003, the California Public Utilities Commission approved SCEC's joint application to sell its pipelines and oil storage terminal facilities to Pac-Terminals, including all pipelines SCEC maintained and operated in County highways by rights granted to SCEC by the County franchise.

SCEC and Pac-Terminals have requested that your Board adopt an ordinance to amend franchise Ordinance No. 2000-0069F to reflect a transfer of the franchise rights. The Auditor-Controller Audit Division, reviewed the financial statements of Pac-Terminals and its parent company, and had no objection to the transfer of these franchises rights. Department of Public Works and Fire Department have reviewed this request and have no objections to the transfer of these franchise rights. County Counsel has reviewed the accompanying ordinance and approved it as to form.

ENVIRONMENTAL DOCUMENTATION

Your Board's approval and adoption of the accompanying ordinance to transfer these franchise rights to Pac-Terminals is categorically exempt under the CEQA pursuant to Class 1 of the Environmental Document Reporting Procedures and Guidelines adopted by your Board on November 17, 1987, and Section 15301 of the State CEQA Guidelines.

The Honorable Board of Supervisors
December 6, 2005
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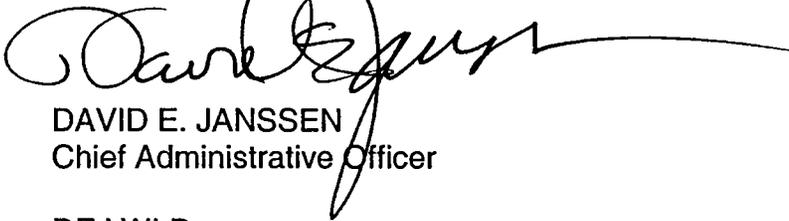
IMPACT ON CURRENT SERVICES (OR PROJECTS)

The recommended Board actions will not impact or adversely affect any current services or future projects.

CONCLUSION

Instruct the Executive Officer, Board of Supervisors to forward conformed copies of the adopted Board recommendation and the adopted ordinance to Pacific Terminals LLC, at 5900 Cherry Avenue, Long Beach, California 90805-4408, Attention: Mr. Cliff MacNiven, Right of Way and Claims, and forward conformed copies to the offices of the County Counsel, Auditor-Controller Audit Division, Department of Public Works, and Fire Department, as well as the Chief Administrative Office, Real Estate Division, Property Management, 222 South Hill Street, 3rd Floor, Los Angeles, California 90012.

Respectfully submitted,



DAVID E. JANSSEN
Chief Administrative Officer

DEJ:WLD
CB:RB:cc

Attachment (1)

c: County Counsel
Auditor-Controller Audit Division
Department of Public Works
Fire Department

PacT.b

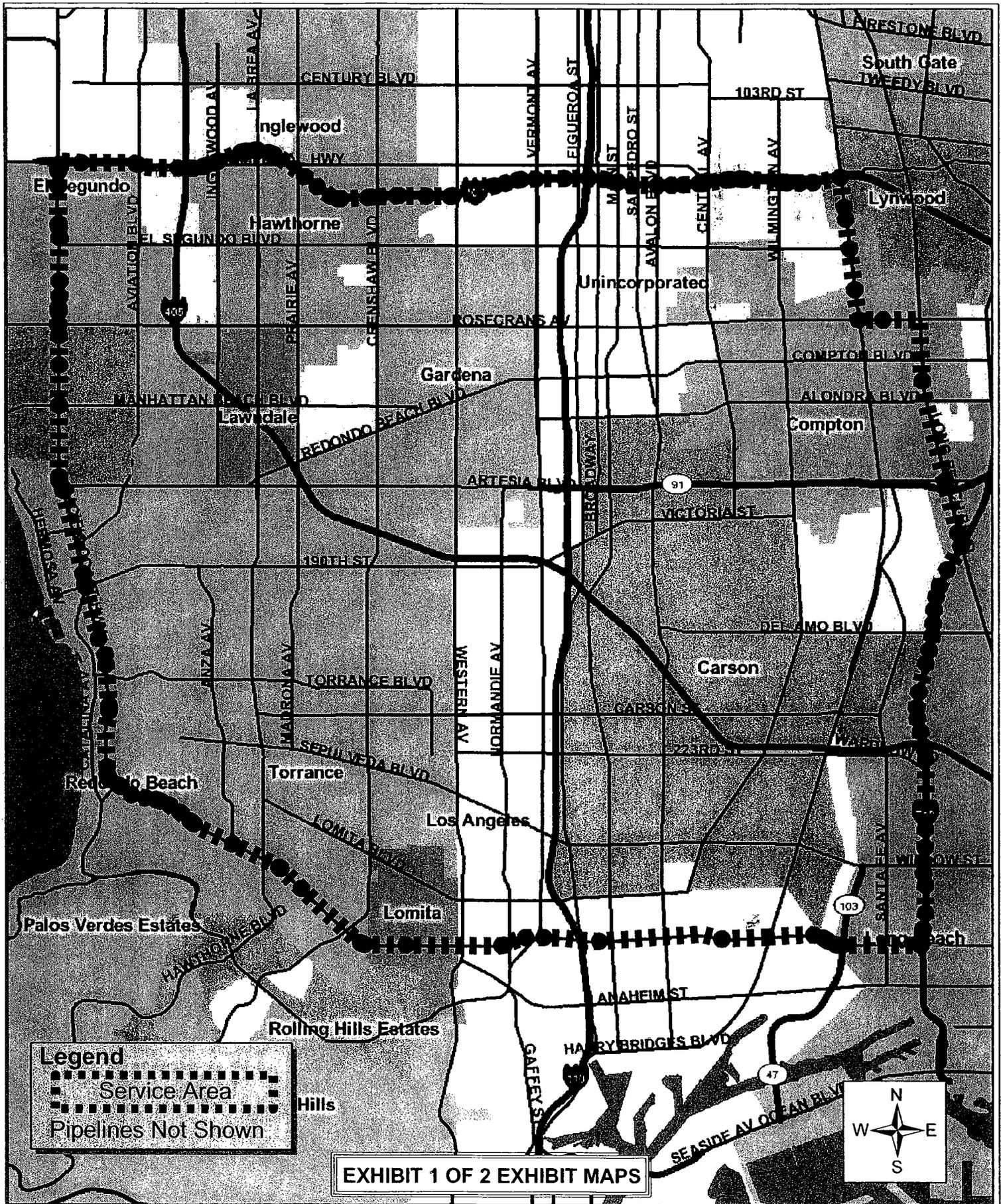
TWO PAGES OF SERVICE AREA MAPS

Pacific Terminals LLC

Common Carrier Franchise Ordinance

Exhibits 1 through 2

These maps illustrate the unincorporated areas affected by the franchise and are provided for the convenience of the reader.



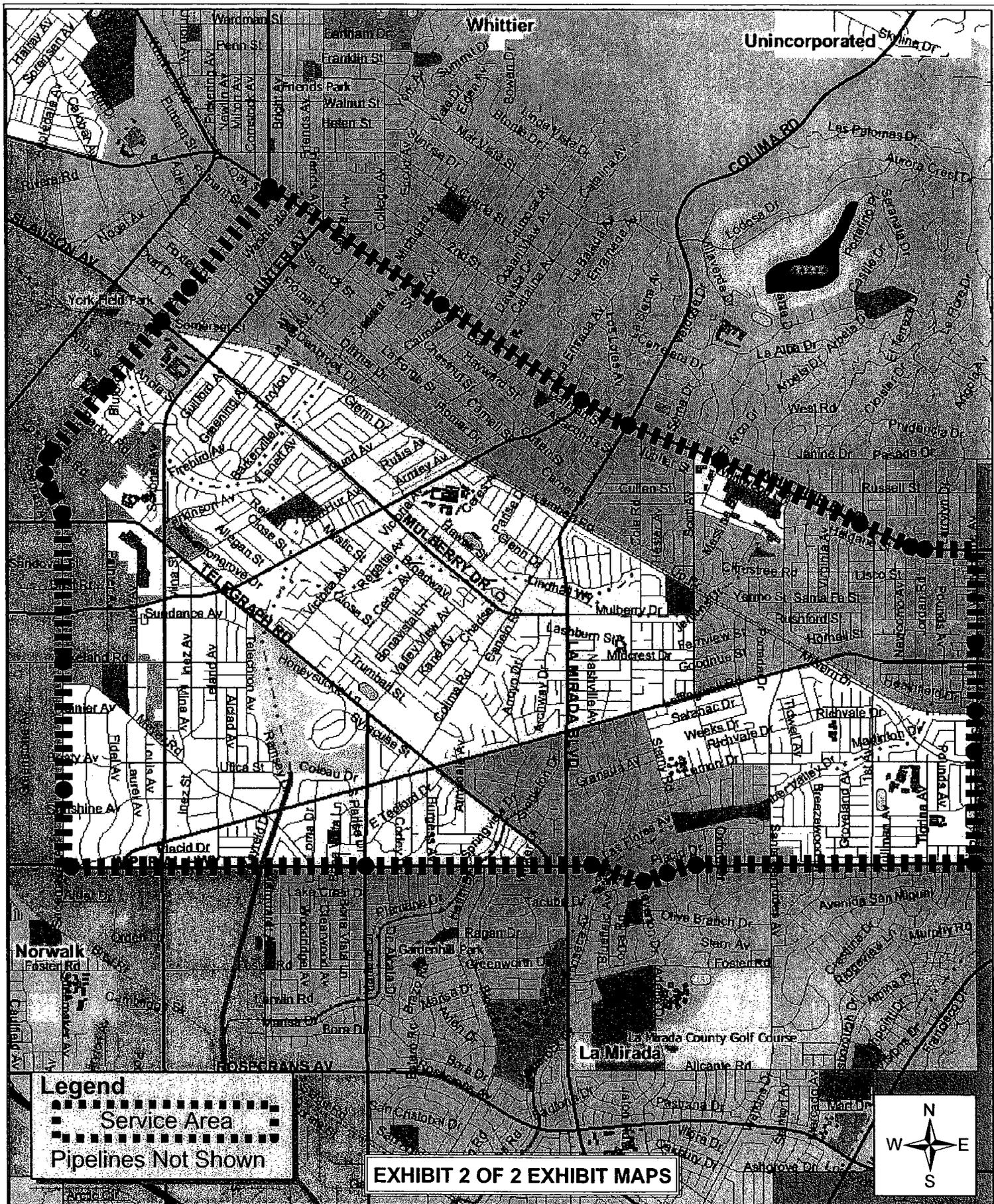
Date
September 2005

Sup Districts
Dists. 1, 2 & 4

COUNTY OF LOS ANGELES - CHIEF ADMINISTRATIVE OFFICE
Pacific Terminals LLC (Formerly SoCal Edison)
Common Carrier Petroleum Pipeline Franchise
South Bay Unincorporated Area

Pac Terminals (Edison)
Ord. 2000-0069F

Agent
R. Ball



Date
September 2005

Sup Districts
Dists. 1 & 4

COUNTY OF LOS ANGELES - CHIEF ADMINISTRATIVE OFFICE
Pacific Terminals LLC (Formerly SoCal Edison)
Common Carrier Petroleum Pipeline Franchise
Santa Fe Springs / La Mirada Area

Pac Terminals (Edison)
Ord. 2000-0069F

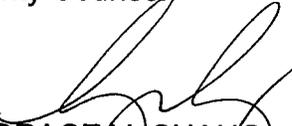
Agent
R. Ball

ANALYSIS

This ordinance amends the common carrier petroleum pipeline franchise granted to Southern California Edison Company, by Ordinance No. 2000-0069F, to reflect a transfer of the franchise rights to Pacific Terminals LLC, a Delaware limited liability company ("Franchisee"). This ordinance also makes other minor technical changes.

RAYMOND G. FORTNER, JR.
County Counsel

By


GRACE V. CHANG
Deputy County Counsel
Property Division

GVC:gjh

9/27/05 (requested)

10/12/05 (revised)

ORDINANCE NO. _____

An ordinance to amend the common carrier petroleum pipeline franchise granted to Southern California Edison Company, by Ordinance No. 2000-0069F, to reflect a transfer of the franchise rights to Pacific Terminals LLC, a Delaware limited liability company, and to make minor technical changes.

The Board of Supervisors of the County of Los Angeles ordains as follows:

SECTION 1. Section 1 of Ordinance No. 2000-0069F, is hereby amended to read as follows:

Section 1. Franchise Term, Grant.

_____A._____ The right, privilege, and franchise is granted to ~~Southern California Edison Company~~Pacific Terminals LLC, a Delaware limited liability company ("Franchisee"), and its successors and assigns to lay or construct from time to time and for the period of twenty-five (25) years beginning on December 28, 2000, the effective date hereinaf of this franchise, to maintain, operate, renew, repair, change the size of, and remove or abandon in place pipes and pipelines for transmitting oil or products thereof, except any hazardous substances or hazardous waste within the meaning of the "Comprehensive Environmental Response Compensation and Liability Act of 1980," 42 U.S.C. section 9601 et seq., as it may hereafter be amended, the "Federal Water Pollution Control Act," 33 U.S.C. 1251 et seq., as it may hereafter be amended, and the "Solid Waste Disposal Act," 42 U.S.C. 6901 et seq., as it may hereafter be amended and amendments thereto, together with all manholes, valves, appurtenances, and service connections necessary or appropriate for the operation of said pipes or pipelines,

including poles, conduits, wires, cables, and other appurtenances, and equipment for telegraph or telephone lines or both, necessary or convenient appropriate for Franchisee's business operations in, under, along, or across any and all highways as defined in Section 16.36.080 of the Los Angeles County Code now or hereafter dedicated to public use within the following described service area or areas, in the unincorporated territory of the County of Los Angeles, State of California, described as follows and as depicted on the maps attached hereto as Exhibit "A."

South Bay Unincorporated Area:

Those unincorporated areas of Los Angeles County lying within the following described boundaries:

Beginning at the intersection of the centerline of the Glenn M. Anderson Freeway, a.k.a. Century Freeway (105 Freeway) and the centerline of Sepulveda Boulevard; thence easterly along the centerline of the Glenn M. Anderson Freeway, a.k.a. Century Freeway (105 Freeway) to the intersection of the centerline of the Long Beach Freeway (710 Freeway); thence southerly along the centerline of the Long Beach Freeway (710 Freeway) to the intersection of the centerline of Pacific Coast Highway; thence westerly and northwesterly along the centerline of Pacific Coast Highway to the point at Gould Avenue and Artesia Boulevard where Pacific Coast Highway changes its name to Sepulveda Boulevard; thence northerly along the centerline of Sepulveda Boulevard to the point of beginning, as samesaid streets and highways, and centerlines existed on September 1, 2000.

Santa Fe Springs / La Mirada Unincorporated Area:

Those unincorporated areas of Los Angeles County lying within the following described boundaries:

Beginning at the intersection of the centerline of Imperial Highway with the easterly boundary line of the County of Los Angeles, California, said boundary line being also the westerly boundary line of the City of La Habra, in the County of Orange, California; thence westerly along the centerline of Imperial Highway to the intersection of the centerline of Bloomfield Avenue; thence northerly along the centerline of Bloomfield Avenue to the point where Bloomfield Avenue changes its name to Santa Fe Springs Boulevard; thence northerly and northeasterly along the centerline of Santa Fe Springs Boulevard to the intersection of the centerline of Whittier Boulevard; thence southeasterly along the centerline of Whittier Boulevard to the intersection of the centerline of the easterly boundary line of the County of Los Angeles, California, said boundary line being also the westerly boundary line of the City of La Habra, in the County of Orange, California; thence southerly along the easterly boundary line of the County of Los Angeles, California, said boundary line being also the westerly boundary line of the City of La Habra, in the County of Orange, California, to the point of beginning, as ~~samesaid~~ said streets and highways, centerlines, and boundary lines existed on September 1, 2000.

[SOCAEdisonGCCC]