

**DRAFT**

**SAN DIEGO UNIFIED PORT DISTRICT**

**ORDINANCE XXXX**

**ORDINANCE APPROVING AN EASEMENT  
IN SUBSTANTIAL FORM BEGINNING  
SEPTEMBER 15, 2018 AND TERMINATING  
SEPTEMBER 14, 2028, AND POWER YOUR DRIVE  
SITE HOST PARTICIPATION PROGRAM  
AGREEMENT WITH SAN DIEGO GAS AND  
ELECTRIC FOR ELECTRIC VEHICLE CHARGING  
STATIONS LOCATED AT: ADMINISTRATION  
BUILDING PARKING LOT, 3165 PACIFIC  
HIGHWAY, SAN DIEGO, CALIFORNIA 92101,  
INCLUDING APPLICATION FEES OF \$6,300. FY  
2019 EXPENDITURES ARE BUDGETED**

**WHEREAS**, the San Diego Unified Port District (District) is a public corporation created by the Legislature in 1962 pursuant to Harbors and Navigation Code Appendix I (Port Act); and

**WHEREAS**, pursuant to Port Act Section 21, all grants, franchises, leases, permits, or privileges for more than five years shall be made by ordinance; and

**WHEREAS**, Power Your Drive is an electric vehicle (EV) charging station program administered by San Diego Gas and Electric (SDG&E); and

**WHEREAS**, the purpose of the program is to install 3,500 EV charging stations at apartments, condominiums and businesses in San Diego County; and

**WHEREAS**, this is a first-come-first-served application based program that will fund the installation and maintenance of EV charging stations for 10 years upon execution of an easement and site host agreement; and

**WHEREAS**, there is an application fee of \$630 per charging port for the installation of chargers with the exception of sites located in disadvantaged communities, which are exempt; and

**WHEREAS**, charging stations funded for the San Diego Unified Port District (District) through Power Your Drive are for employee use only; and

**WHEREAS**, the District is seeking to apply to the Power Your Drive program to install 10 charging stations at the District's administration building employee parking lot located at 3165 Pacific Highway, San Diego, CA 92101 (as described in attachment A to the agenda on file in the Office of the District Clerk); and

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**WHEREAS**, staff is recommending the Board adopt an ordinance granting an easement in substantial form for SDG&E to provide electric vehicle charging and provide regular maintenance, and approve SDG&E's Power Your Drive Program Site Host Participation Agreement; and

**WHEREAS**, these 10 stations will be in addition to the 16 stations approved by the Board of Port Commissioners on April 10, 2018, bringing the total count of charging stations for employee use to 26 at three locations.

**NOW THEREFORE**, the Board of Port Commissioners of the San Diego Unified Port District does ordain as follows:

Section 1. An easement in substantial form and a Power Your Drive Program Site Host Participation Agreement with San Diego Gas and Electric for electric vehicle charging stations located at 3165 Pacific Highway, San Diego, CA 92101 are hereby approved, and the Executive Director or her designated representative is hereby authorized to execute such documents.

Section 2. This Ordinance shall take effect on the 31st day from its passage by the Board of Port Commissioners.

APPROVED AS TO FORM AND LEGALITY:  
GENERAL COUNSEL

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By: Assistant/Deputy

PASSED AND ADOPTED by the Board of Port Commissioners of the San Diego Unified Port District, this 14<sup>th</sup> day of August, 2018, by the following vote: