

Communication from Public

Name: Avery Barnebey
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Council File No: 25-1360
Comments for Public Posting: Element Resources Letter

March 20, 2026
Honorable Los Angeles City Council
Attn: Michael Espinosa, Energy and Environment Committee Clerk
200 North Spring Street
Los Angeles, CA 90012

RE: Support for affirming LADWP certification of the Final Subsequent EIR and approval of the Scattergood Generating Station Units 1 and 2 Green Hydrogen-Ready Modernization Project (SCH No. 2023050366; Council File 25-1360) - Request to deny the CEQA appeal and affirm the FEIR

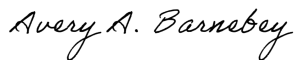
Councilmembers:

Element Resources strongly supports LADWP's October 28, 2025, action to certify the Final Subsequent Environmental Impact Report (FEIR) and approve the Scattergood Generating Station Units 1 and 2 Green Hydrogen-Ready Modernization Project. We respectfully urge the City Council to deny the CEQA appeal and affirm LADWP's certification. The appeal principally challenges the FEIR's baseline, cumulative impacts, and alternatives analysis. But LADWP's administrative record demonstrates that the FEIR evaluated a reasonable range of alternatives and explains, with substantial evidence, why storage-only and fuel-cell options do not satisfy the project's reliability objectives for extended, multi-day emergency conditions on the required schedule. CEQA requires disclosure, analysis, and reasoned decision-making based on substantial evidence - which the FEIR provides.

Reliability and Outage Prevention

This decision is fundamentally about keeping the lights on during Los Angeles's ambitious clean-energy transition. LADWP has identified Scattergood as critical in-basin, fast-response capacity serving the West Los Angeles area, including major public-serving facilities such as LAX and the Hyperion Water Reclamation Plant. Without timely replacement of aging units, the risk of outages will significantly increase - with serious economic and public safety consequences. Wind and solar are the cornerstones of renewable energy, but Los Angeles County will need a fuel source that can complement these resources when clouds are covering the sun, or the wind is absent. Thank you for your consideration and for prioritizing reliability, resilience, and public safety while Los Angeles advances toward a cleaner grid.

Sincerely,



Avery A. Barnebey
Chief Financial Officer