

# Commercial Property Assessed Clean Energy (C-PACE) Financing

Carrie Hallberg O'Malley, Shareholder



#### **Presentation Overview**

- What is C-PACE and how does C-PACE work?
- Map of National C-PACE Programs
- Map of Hirschler C-PACE Expertise
- What are the fundamental elements of a C-PACE financing?
- Who are the C-PACE stakeholders?
- What are the benefits to each C-PACE stakeholder?





## **Presentation Overview (continued)**

- What types of projects and/or properties may be financed through C-PACE?
- What types of improvements may be financed through C-PACE?
- How does a C-PACE financing compare to a conventional loan?
- C-PACE Case Studies





## C-PACE: Funding Energy-Efficient Improvements through Commercial Real Estate Special Assessments

- What is C-PACE?
- How does C-PACE work?
- What are the benefits of C-PACE?
- C-PACE in 90 Seconds Video: https://www.youtube.com/watch?v=R3Ota3uvM1E



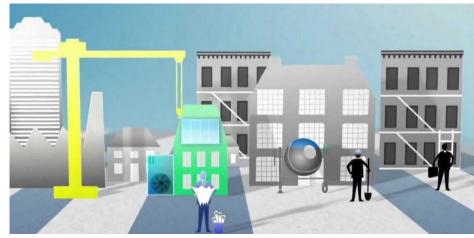


#### **C-PACE BASICS**

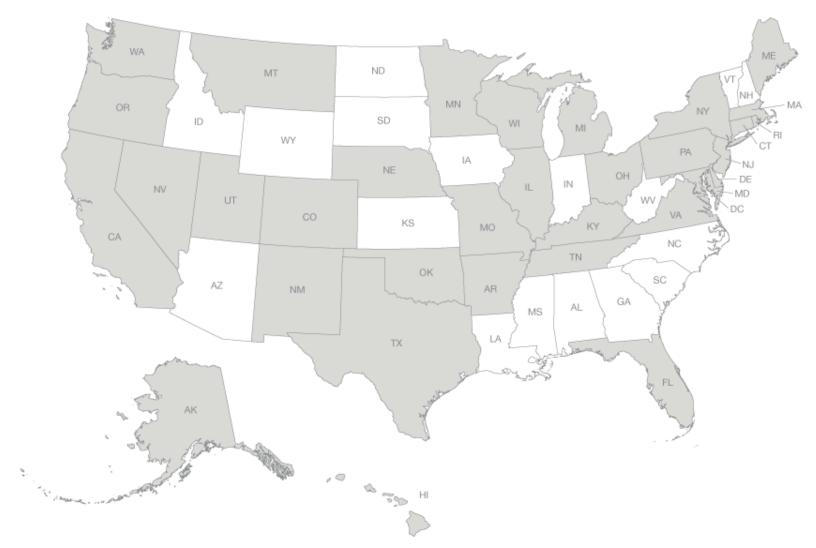
• Alternative Financing Mechanism Secured by Voluntary Special Assessment Lien.

• Created by State Statute and Governed by Local Ordinance.

• Public-Private Partnership.

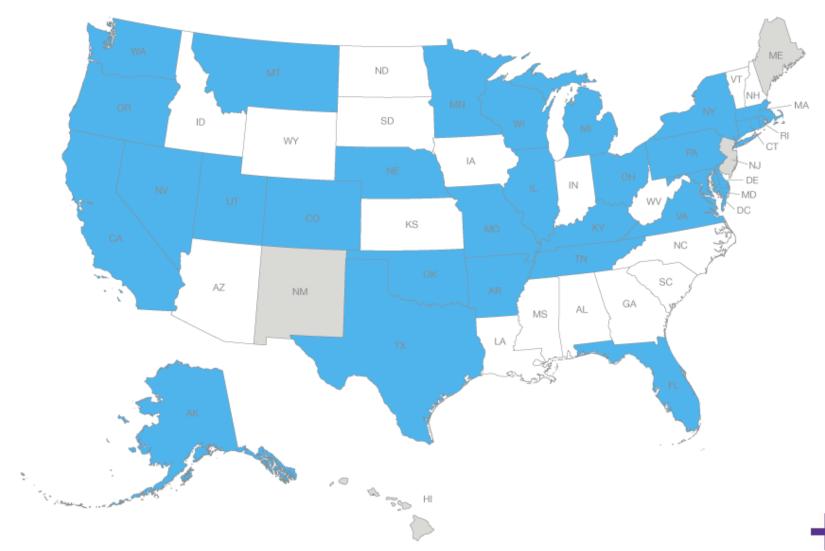


#### STATES WITH C-PACE-ENABLING LEGISLATION



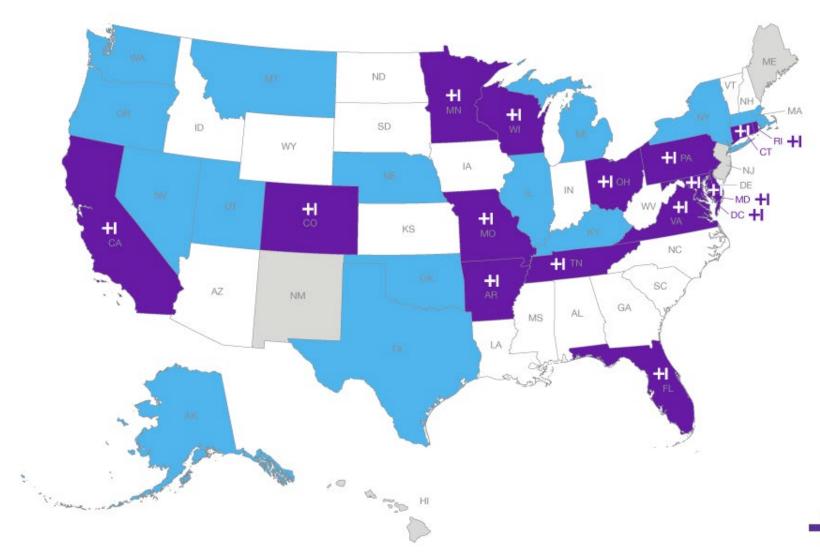


#### STATES WITH ACTIVE C-PACE PROGRAMS





#### HIRSCHLER STATES





## **Elements of C-PACE Financing**

- Generally levied, billed, collected, and enforced in same manner as real property taxes.
- Program created by local government, but can be managed by 3rd party program administrator.
- Remedy through locality's real property tax collection and foreclosure process.
- No acceleration allowed.

## **Elements of C-PACE Financing (continued)**

- Runs with title to real property and freely assignable by Owner and Capital Provider.
- Transfers upon sale or foreclosure, but is not extinguished by foreclosure.
- Current/past due payments senior to existing mortgage and typically share equal lien status with real property taxes.
- Improvements must be affixed to real property.

#### **C-PACE Stakeholders**

- Commercial Property Owner
- Government Sponsor (Locality)
- Capital Provider
- Program Administrator
- Program Service Providers
  - C-PACE Contractors
  - Energy Services Professionals
  - PACE Consultants

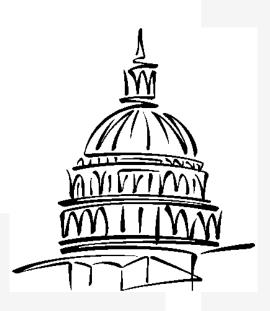


## **Property Owner Benefits**

- 100% financing (includes hard and soft costs) and no acceleration
- Fully amortized over extended period (up to 30 years)
- C-PACE improvements typically increase property value and cash flow and decrease operating expenses
- Costs and benefits of C-PACE financing may be shared with and passed through to tenants under most leases
- May satisfy owner equity requirements

#### **Local Government Benefits**

- Economic development
- Environmental impact
- Historic preservation and urban revitalization
- Contributes to public goals at low/no cost
- No financial risk to taxpayers



## **Capital Provider Benefits**

- Senior lien priority with senior lender consent/subordination
- No acceleration
- Default interest/penalties
- Remedy through tax foreclosure process
- Transfers with property
- Prepayment penalties

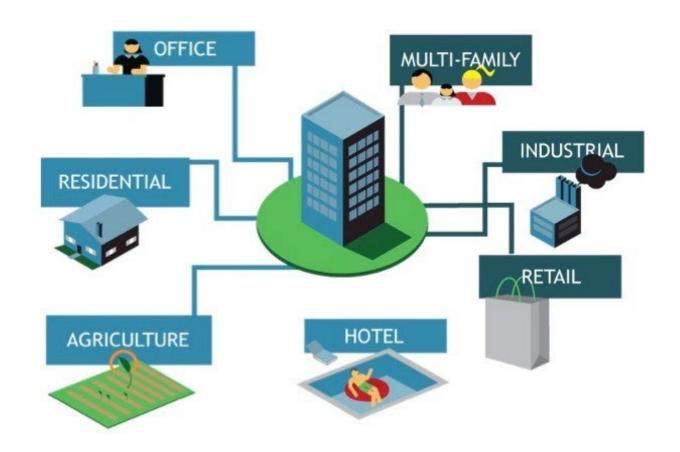


## **Types of C-PACE Projects**

- Existing commercial property renovations
- Non-profit property rehabilitations
- New construction projects



## **Types of C-PACE Properties**



## **Energy Efficient Improvements**

- HVAC
- Solar panels
- Geothermal improvements
- Energy efficient lighting
- Water heaters
- Air sealing
- Insulation

- Replacement windows
- Electronic vehicle charging equipment
- Wind resistance improvements (*Florida*)
- Seismic retrofits (California)
- Resiliency; storm water management (*Virginia*)

## **Traditional Financing v. C-PACE**

	Traditional Bank Financing	C-PACE Financing
Project	HVAC and Lighting	HVAC and Lighting
<b>Project Cost</b>	\$100,000	\$100,000
Loan	\$75,000	\$100,000
Interest Rate	5%	6.25%
Term	5 years, fully amortizing	15 years, fully amortizing
<b>Monthly Payment</b>	\$1,415	\$857
<b>Annual Payment</b>	\$16,984	\$10,290

#### Case Study 1: D.C. Elementary School

#### **Project at a Glance**

- Aging facility (Built 1965)
- Significant load (30k Ft²)
- Failing building systems
- Tax-exempt owner
- Limited capital budget
- Robust utility savings opportunity
- Strong solar exposure
- Stable property value
- Engaged owner







#### Case Study 1: D.C. Elementary School

#### **Highlights**

- Retrofit on existing building
- Energy and water-saving mechanical upgrades
- Rooftop solar system
- Incentive from D.C. Sustainable Energy Utility

#### **Challenges**

- Construction timing
- Incentives deadline
- Title issues

Economics		
Total C-PACE Assessment	\$1,429,554	
Assessment Term	20 years	
Average Annual Energy Savings	\$139,000	
Approximate Annual Assessment Payment	\$126,600	
Annual Net Savings	<u>\$12,400</u>	



#### Case Study 2: D.C. United Stadium

#### **Project at a Glance**

- <u>First</u> new construction C-PACE project in D.C.
- <u>Largest</u> C-PACE project in the United States
- 20,000-seat Audi Field
- Created opportunity for unique building-integrated solar system and LEED Gold certification
- Significant job creation and energy savings benefits to District







#### Case Study 2: D.C. United Stadium

#### **Highlights**

- Integrated solar panels on building canopy
- High-efficiency HVAC
- Low-water fixtures
- Storm water management to benefit Anacostia River

#### **Challenges**

- Involved late in the master transaction
- Complex capital stack
- Educating project financing counterparties on C-PACE

Economics		
Total C-PACE Assessment	\$25 million	
Assessment Term	20 years	
<b>Annual Estimated Energy Savings</b>	<b>25</b> %	





#### Conclusion

- Beneficial Financing Alternative to Traditional Financing
- C-PACE Law, Program Structure, and Documents Different in Every State and Locality
- Continually Evolving C-PACE Landscape



#### **C-PACE** Resources

- C-PACE Alliance (<u>www.c-pacealliance.com</u>)
- PACENation (<u>www.pacenation.us</u>)



#### **QUESTIONS**



Carrie H. O'Malley

Phone: 540.604.2109

E-mail: <a href="mailto:comalley@hirschlerlaw.com">comalley@hirschlerlaw.com</a>

Bio: <a href="https://www.hirschlerlaw.com/team-carrie-omalley">https://www.hirschlerlaw.com/team-carrie-omalley</a>