

ORDINANCE NO. 2015- 38

**AN ORDINANCE ESTABLISHING THE RATE THAT THE CITY OF CLYDE WILL PAY FOR POWER AND ENERGY SUPPLIED BY A CUSTOMER TO CLYDE LIGHT AND POWER.**

**WHEREAS**, the City of Clyde, Ohio owns and operates an electric utility system ("Clyde Light and Power") for the sale of electric power and associated energy for the benefit of its citizens and taxpayers; and

**WHEREAS**, in order to satisfy the electric capacity and energy requirements of its electric utility system, Municipality has heretofore purchased, or desires to purchase in the future, economical, reliable and environmentally sound power and energy; and

**WHEREAS**, the Municipality has determined that it can utilize additional sources of reliable and environmentally sound "green" electric power and energy from customers operating small generating units (on a case by case basis); and

**WHEREAS**, after due consideration, the Municipality has determined it is reasonable and in its best interests to proceed as authorized herein below.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CLYDE, OHIO:**

**SECTION 1.** That the City of Clyde shall purchase power and energy from customers pursuant to the rate schedule attached to this Ordinance (Schedule SPP).

**SECTION 2.** That any customer wishing to operate a small generating unit shall apply for interconnection and parallel operation with Clyde Light and Power. Once approved for interconnection, said customer shall enter an interconnection agreement with Clyde Light and Power for interconnection and parallel operation of certified inverter-based equipment of 50 KW or less.

**SECTION 3.** If any section, subsection, paragraph, clause or provision or any part thereof of this Ordinance shall be finally adjudicated by a court of competent jurisdiction to be invalid, the remainder of this Ordinance shall be unaffected by such adjudication and all the remaining provisions of this Ordinance shall remain in full force and effect as though such section, subsection, paragraph, clause or provision or any part thereof so adjudicated to be invalid had not, to the extent of such invalidity, been included herein.

**SECTION 4.** That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were taken in conformance with

applicable open meetings laws and that all deliberations of this Council and of any committees that resulted in those formal actions were in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

**SECTION 5.** That this Ordinance shall take effect and be in force from and after its passage at the earliest period allowed by law.

Passed: 8-18-15

  
G. Scott Black

Attest: Janet R. Dickman  
Clerk of Council

APPROVED AS TO FORM:

  
Zachary I. Selvey, Solicitor

ELECTRIC UTILITY DEPARTMENT OF  
CITY OF CLYDE, OHIO

SCHEDULE "SPP"

SMALL POWER PRODUCTION

AVAILABILITY & APPLICABILITY:

This schedule is applicable to the purchase of power from small power production facilities which have entered into an interconnection agreement with City (hereinafter referred to as Utility) to install and operate a small power production facility behind the Customer's meter. All other service which the Customer may require from Utility shall be furnished under Utility's other applicable rate schedules or by special agreement.

RATE:

The net monthly payment to Customer for power supplied to Utility by the small power production facility shall be equal to the kilowatt-hours of energy supplied by the small power production facility multiplied by Utility's average power supply costs for the calendar year immediately preceding the month in which the power is delivered to Utility by the small power production facility.

SUPPLIED ENERGY:

Energy supplied by the small power production facility shall be determined by means of bi-directional metering installed at the point of interconnection between Utility and Customer and shall reflect only the amount of energy delivered to Utility. All energy supplied to Customer by Utility shall be billed in accordance with Utility's applicable rate schedule.

Authorized by the Clyde City Council on August 18, 2015.

EFFECTIVE: For All Power Supplied After \_\_\_\_\_, 2015.