ORDINANCE NO. 4
SERIES 2015

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GUNNISON REVISING A PROGRAM FOR RESIDENTIAL AND COMMERCIAL ELECTRIC CUSTOMERS WHO INSTALL PHOTOVOLTAIC OR WIND SYSTEMS, AND ESTABLISHING A RATE FOR THE ELECTRICAL ENERGY CONSUMED BY SUCH CUSTOMERS.

WHEREAS, the City of Gunnison wishes to encourage the continuing development of alternative renewable energy resources; and

WHEREAS, in furtherance thereof, the City of Gunnison, through its electrical department, is revising a photovoltaic or wind pilot program for residential and commercial electric customers who wish to install such systems.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF GUNNISON, COLORADO, ORDAINS THAT:

Section 1. Section 12.40.010, Definitions, of the City Code of the City of Gunnison, is hereby amended to read as follows:

> N. Net Metering is, for billing purposes, the net consumption as measured at the City of Gunnison's service meter. When net metering is negative, such that the PV-W system production is greater than the customer's consumption in any month, the City of Gunnison will credit customer for such production. In the event that such negative balance remains after December 31 of each year, the City of Gunnison will pay customer for such negative balance at the City of Gunnison's average wholesale rate. If customer consumption is greater than the PV-W system production, the customer shall pay for that electric use at the most current published rate on a monthly billing. Customers will be billed the monthly service charge for each month, even in months when negative or no net electric consumption by the customer results.
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> R. Photovoltaic or Wind Pilot Program is the City of Gunnison's program to accommodate the installation of PV-W systems on the City of Gunnison's electric distribution system for the purpose of providing residential and commercial electric customers an option to own photovoltaic or wind generation equipment which is tied to the City of Gunnison's electric grid.

Section 2. Title 12, Utilities, Chapter 4, Utility Service Rates and Fees, Rules and Regulations, Section 12.40.040 Photovoltaic and wind service rate schedule, is hereby amended to read as follows:

> A. Applicability. The photovoltaic and wind pilot program is applicable to residential and commercial electrical customers to install eligible photovoltaic or wind (PV-W) systems under the following rate, whose electric service is supplied by the City of Gunnison. The PV-W rate is applicable to electric customers who own, operate, and maintain a photovoltaic or wind generation system in parallel with the City of Gunnison's electric system. The PV-W system shall be limited to a maximum capacity of 25 kilowatts. Service under the following rate schedule is an exception to the applicability of the electric rate schedule such that these schedules are applicable for standby and/or auxiliary service for this program only, and is not available to re-sale service.

B. All customers taking advantage of this rate shall be located within the City of Gunnison's service territory.

C. All electric energy delivered by the City of Gunnison to the customer hereunder shall be received and paid for by the customer at the applicable residential or commercial rate. The City of Gunnison shall net meter all electric energy produced by the PV-W system. The City of Gunnison will charge the customer an additional Two Dollars and Fifty Cents ($2.50) per month service charge for administrative expenses and additional meter cost that are incurred over that of a typical single-phase meter and an additional Five Dollars ($5.00) per month for three phase meters.

D. Customers who have installed photovoltaic systems prior to this revision shall continue to operate under the conditions of Ordinance No. 10 Series 2003 unless they choose to increase the size, (kW), of their systems at which time they will fall under the requirements of this revision.

E. The City of Gunnison shall, at its sole discretion, provide, own, operate, and maintain all meters and metering equipment necessary to measure both the energy supplied by the City of Gunnison and the energy produced by the PV-W system. The City of Gunnison reserves the right to utilize measurements from its meter of the energy produced by the PV-W system for billing the unit's productions.

Section 3. Should any section, clause, phrase, or provision of this ordinance by ruled invalid or unenforceable by any court of competent jurisdiction, it is hereby declared the intent of the City Council of the City of Gunnison, Colorado, that the remaining provisions of this ordinance shall be given full force and effect if it is possible to do so.

INTRODUCED, READ, PASSED, AND ORDERED PUBLISHED this 28th day April, 2015, on first reading, and introduced, read, and adopted on second and final reading this 8th day of September, 2015.

Richard Hagan
Mayor

(SEAL)

ATTEST:

Gail A Davidson
City Clerk

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