

**PETERSBURG BOROUGH
ORDINANCE #2018-05**

**AN ORDINANCE AMENDING CHAPTER 14.16 OF THE MUNICIPAL CODE, ENTITLED
“ELECTRICITY”, TO AMEND THE TITLE TO “ELECTRIC UTILITY”, TO PROVIDE FOR A
UTILITY DIRECTOR AS HEAD OF THE ELECTRIC UTILITY DEPARTMENT, AND TO
ESTABLISH FINES FOR VIOLATIONS OF PROVISIONS OF CHAPTER 14.16**

Whereas, the borough assembly has directed the borough manager to reduce the number of borough employees through attrition, when possible, to reduce payroll expenses in these lean financial times; and

Whereas, current municipal code provides for a superintendent to be the head of the electric utility; and

Whereas, municipal code also provides for a director of the public works department, which oversees the water/sewer utilities, as well as sanitation, streets and roads and motor pool. There is currently also an assistant public works director position; and

Whereas, with the retirement of the borough's electric superintendent in 2017, the borough manager has proposed a restructuring plan in which a utility director would be the head of the electric, water and sewer utilities; the public works director would be the head of the public works streets and roads division, motor pool, and the sanitation utility, and the assistant public works director position would be eliminated to reduce payroll expenses; and

Whereas, to effectuate the restructuring plan, amendments to a number of Borough Code ordinances will be required, including this Chapter 14.16.

Therefore, the Petersburg Borough Ordains, Chapter 14.16, Electricity, is hereby amended to title the chapter “Electric Utility”, and to provide for a utility director as head of the electric utility department.

Section 1. Classification: This ordinance is of a general and permanent nature and shall be codified in the Petersburg Municipal Code.

Section 2. Purpose: The purpose of this ordinance is to amend the title of the chapter to “Electric Utility”, eliminate the electric superintendent position, and provide for a utility director as head of the electric utility department.

Section 3. Substantive Provisions: Chapter 14.16 of the Petersburg Borough Municipal Code is adopted as amended (ordinance language proposed for deletion is struck through, and ordinance language proposed for addition is in colored text) and shall read as follows:

Chapter 14.16 - ELECTRIC UTILITY

Sections:

14.16.005	Delivery of supply.
14.16.010	National Electrical Code adopted by reference.
14.16.020	Definitions.

14.16.030	Applicability.
14.16.035	Ownership of system and equipment.
14.16.040	Liability for damage to municipal electric system or equipment.
14.16.045	Call before you dig program.
14.16.050	Borough liability for damages or injury denied.
14.16.060	Reserved.
14.16.070	Permits – Approval required – Posting.
14.16.080	Permits – Approval of plans – Fees – Issuance.
14.16.090	Permits – When required – When not required.
14.16.100	Electrical inspector.
14.16.110	Inspection – Authority of electrical inspector – When notice required.
14.16.120	Inspection – Notice and correction of defects – Authority to discontinue service.
14.16.130	Inspection – Emergencies
14.16.140	Inspection – Authority to remove obstructions – Concealment or sealing before inspection prohibited.
14.16.150	Certification.
14.16.160	Suspension of work – Authority – Violation unlawful.
14.16.170	Suspension of work during construction or installation – Notice of defects.
14.16.180 – 14.16.250	Reserved.
14.16.260	Extensions to facilitate service on existing distribution lines.
14.16.270	Determination of demand.
14.16.280	Meter reading.
14.16.290	Meter accuracy standard designated and meter tests.
14.16.300	Meter location and installation.
14.16.310	Multiple units and meters.
14.16.320	Point of delivery.
14.16.330	Delivery phase and voltage.
14.16.340	Maintenance of phase balance.
14.16.350	Reserved.
14.16.360	Power factor – Standards.
14.16.370	Power factor – Measurements.
14.16.380	Power factor – Equipment installation subject to approval.
14.16.390	Power factor – Basis of penalties.
14.16.400	Standards for instrument – transformer metering.
14.16.410	Resale of energy prohibited.
14.16.420	Causes for discontinuance of service.
14.16.430	Notices.
14.16.440	Notice to municipal electric utility – Additional load or interruption of service.
14.16.450	Customers liable for service-call costs, if own equipment is at fault.
14.16.460	Use not to disturb system.
14.16.470	Customer's responsibility for wiring and equipment.
14.16.480 – 14.16.490	Reserved
14.16.500	Right of access.
14.16.510	Vicious animals.
14.16.520	Use of power poles.
14.16.530	Extension policies.
14.16.540	Subdivision and mobile home parks underground distribution requirements.
14.16.550	Individual underground electrical service.
14.16.560	Reserved.
14.16.570	Borough not liable for interruption of service.
14.16.580	Right to curtail service reserved.
14.16.590	Relocation of poles or equipment at customer request.
14.16.600	Temporary electrical installations – Permits – Application of code standards.
14.16.610	Radio-interference suppression – Inspection authority.
14.16.620	Radio-interference suppression – Notice and correction-order authority.
14.16.630	Radio-interference suppression – Responsibility for line clearing.

14.16.640	Radio-interference suppression – Unlawful equipment.
14.16.650	Application for utility service and associated fees.
14.16.655	Account deposits.
14.16.660	Billing.
14.16.665	Borough may combine with other utility bills.
14.16.670	Rates – Residential service.
14.16.680	Rates – General service class.
14.16.690	Rates – Large commercial service.
14.16.700	Rates – Boat harbor service.
14.16.705	Fuel displacement rate – Governmental.
14.16.710	Rates – Municipal street-lighting service.
14.16.715	Rates – Security lighting service.
14.16.716	Economic development power rate.
14.16.717	Rates – Municipal buildings.
14.16.720	Rates – Fuel and purchased power adjustment charge.
14.16.730	Service charges.
14.16.740	Borough may apportion taxes to customers.
14.16.745	Refunds and rebates.
14.16.750	Disputed bills.
14.16.760	Delinquent accounts – Service disconnect.
14.16.770	Service turnoff at customer's request – Reconnect fee.
14.16.780	Administrative authority.
14.16.790	Penalties for v Violations.

14.16.005 - Delivery of supply.

The municipal electric utility will provide the best possible electrical service consistent with sound business principles and all customers shall receive uniform and equitable consideration.

14.16.010 - National Electrical Code adopted by reference.

- A. The 2011 Edition (NFPA 70-2011) of the National Electric Code (NEC) and the 2007 Edition of the National Electric Safety Code (NESC) are adopted and made a part of this chapter as if fully set out. Copies shall be maintained and available for public inspection in the superintendent's/utility director's office.

14.16.020 - Definitions.

The following words, terms and phrases, when used in this title and in the administrative procedures associated with this title, shall have the meanings ascribed to them, except where the context clearly indicates a different meaning:

"Account deposit" means a monetary charge collected from a customer at the time the customer applies for utility service. An account deposit is collected to help protect the electric utility against losses incurred by nonpayment for service.

"Administrative procedure" means a written document containing directions on process, approved by the borough manager, for use by borough staff to assure the best interests of the municipal electric customers and borough are served while treating all individuals equally and fairly while carrying out the provisions of this title.

"Application for service form" means a document provided by the finance department to all customers desiring municipal utility service. The form requires information on the type of utility service requested and the customer's prior history of utility service payment.

"Certificate of approval" means a type of card or other means of notice of approval, as designated by the electrical inspector, which shall be posted upon the main entrance switch of any structure or building.

"Borough building official" means the borough's community development director, or the director's designee.

"Connect fee/reconnect fee" means a monetary charge to restore an existing service. The fee is charged when service is restored to an existing meter.

"Current account" means a utility account that is not past due.

"Customer" means any person served by the municipal electric utility.

"Customer charge" means a monthly fee to cover the fixed costs of bringing electrical power to the customer and having it available for use.

"Delinquency notice" means a written form issued by the borough informing a customer his or her utility account is delinquent and services are subject to disconnect, if not promptly paid.

"Delinquent account" means a utility account not paid by the end of the following billing cycle.

"Disconnect fee" means a monetary charge to disconnect utility service.

"Due date" means the last day a utility account can be paid without interest being assessed.

"Electric utility" or "municipal electric utility" means the electric utility owned and operated by the Petersburg Borough, pursuant to chapter 3.40 of the municipal code.

"Electrical inspector" means the ~~superintendent of the municipal electric utility~~ Utility Director or the ~~superintendent's Director's~~ duly appointed representative.

"Energy charge" means the cost per kilowatt-hour for all energy used.

"Fraudulent use" means theft of power.

"Fuel and purchased power adjustment" means the monthly adjustment in the energy charge intended to track the cost of purchased power and power production.

"New service fee" means a monetary charge for any new service being connected to the electrical system where service has not previously physically existed.

"Past due account" means an account not paid in full on or before the billing due date.

"Power factor" means the average monthly power factor, and is determined by dividing the kilowatt-hours by the square root of the sum of the kilowatt-hours squared plus the reactive kilovolt-ampere-hours squared.

"Radio interference" means any form of unauthorized or uncontrolled radiation, regardless of source and regardless of whether radiated in space or by conductors or ground conduction, which causes interference with the transmission or reception of radio signals, messages and transmission.

"Secondary service work" means work on the secondary (low voltage) system from the downstream side of the transformer to the customer's meter.

"Service line" or "service drop" means a power line provided by the electric utility from an existing distribution line to the customer's point of delivery.

"Service location" means the physical address where the customer is being served by the electric utility.

"Shall" or "will" means mandatory; "may" means permissive.

~~"Superintendent" or electric superintendent means the superintendent of the municipal electric utility or the superintendent's duly appointed representative.~~

"Transfer fee" means a fee to establish a new account in a customer's name where an active service exists. The fee is also assessed when a customer moves from one active service location to another active service location and there is no need for municipal electric utility personnel to disconnect or reconnect the electric supply. The new account may be subject to a new account deposit.

"Utility Director" means the head of the electric utility department, or the director's designee

"Utility extension" means an extension of the municipal electrical distribution system from existing facilities to a meter location which extends a distance of over one hundred feet from the distribution system.

"Utility permit" means i) written authorization obtained from the borough building official and the Utility Director as part of the building permitting process prior to the installation of any new municipal utility to individual premises, or ii) other written authorization required under the provisions of this chapter to be obtained from the electrical inspector when no building permit is otherwise required. A utility permit is not an application for utility service.

14.16.030 - Applicability.

- A. This chapter shall not be applied retroactively to any electrical installation, unless it was made in violation of any applicable codes or was made without the required permit.
- B. The provisions of this chapter shall not apply to installations used by the electrical power supplier or communication agencies in the generation, transmission or distribution of electricity, or for the operation of signals or the transmission of intelligence, and located within or on buildings or premises used exclusively by such an agency, or on public thoroughfares.

14.16.035 - Ownership of system and equipment.

All transformers, meters, distribution and transmission lines and other equipment and appurtenances, shall be the property of the municipal electric utility. The utility will not pay rent or any other charges for meters or other electric facilities and equipment located on private or public property.

14.16.040 - Liability for damage to municipal electric system or equipment.

- A. It shall be the responsibility of the customer to take all reasonable and proper precautions to prevent damage to the municipal electric utility property on the customer's premises. This shall include meters, instruments, transformers, services, connections and any other equipment installed by and remaining the property of the municipal electric utility. In the event the municipal electric utility's property is damaged due to a customer's negligent or intentional acts or omissions, the customer shall be liable and the municipal electric utility may collect from the customer the cost of repairs or replacements.
- B. A customer will not permit any person, except authorized employees of the municipal electric utility, to make any connection to the service drops serving the property or to any unmetered portion of the service.

14.16.045 - Call before you dig program.

The borough requires adherence to the written Petersburg Borough Call Before You Dig Program, as may be amended from time to time in accordance with AS Tit. 42 - Public Utilities and Carriers, for all excavation performed within the borough and on public property or private property if in the vicinity of a public utility system or facilities.

14.16.050 - Borough liability for damages or injury denied.

- A. This chapter shall not be construed to affect the responsibility or liability of any party owning, operating, controlling or installing any electrical equipment, for damages to persons or property caused by any defect or failure therein. The borough assumes no such liability by reason of the inspection or re-inspection authorized in this chapter or a certificate of approval or permit issued as provided by this chapter, or by reason of the approval or disapproval of any equipment authorized in this chapter, said liability expressly denied.
- B. The municipal electric utility will take all reasonable precautions to prevent phase failure or abnormal voltage variations, but cannot guarantee that such conditions may not occur; the borough shall not be liable for any damage to person or property due to any such phase failure or abnormal voltage variations.

14.16.060 - Reserved.

14.16.070 - Permits—Approval required—Posting.

Electrical installations shall be made only upon approval of all necessary permits. Permits are required to be posted in a conspicuous location whenever electrical installations are being made, and must be displayed until final approval has been received on the entire installation.

14.16.080 - Permits—Approval of plans—Fees—Issuance.

- A. Utility pPermits shall be issued ~~by the borough building official~~ only upon receipt of a drawing or written work description approved by the electrical inspector and payment of the applicable fees (as specified in section 14.16.730 F.).
- B. Customers requesting a new electric service shall supply the electrical inspector with information relating to load, voltage, phase and the manner in which power will be utilized. Written contracts with large industrial or commercial customers may be entered into for provisions and stipulations as may be necessary or desirable to protect the interests of both the electric utility and the customer. In the absence of a written contract, the delivery of service by the electric utility and its acceptance by the customer shall be deemed to constitute an agreement.

14.16.090 - Permits—When required—When not required.

No electrical equipment shall be installed within or on any building, structure or premises, publicly or privately owned, nor shall any alteration or addition be made in any existing equipment, without first securing a utility permit except that no permit will be required to execute any of the classes of electrical work specified in the following subsections:

- A. Minor repair work, the replacement of lamps or the connection of portable electrical equipment to suitable permanently installed receptacles;
- B. The installation, alteration or repair of electrical equipment installed by or for the electrical supply agency for the use of the generation, transmission, distribution or metering of electricity;
- C. Any work involved in the manufacturing, testing, servicing, altering or repairing of electrical equipment or apparatus; except, that this exception shall not include any permanent wiring other than that required for testing purposes.

14.16.100 - Electrical inspector.

There is created the position of electrical inspector for the borough, who shall also be the Utility Director or the superintendent of the municipal electric utility or the superintendent's Director's duly appointed representative.

- A. The electrical inspector shall review applications for permits for the installation or alteration of electrical equipment, and shall make inspections of electrical installations and equipment during construction and/or installation, and thereafter. The electrical inspector shall keep records of all permits issued, inspections and re-inspections made, and other official work performed.
- B. The electrical inspector may delegate any power or duty to any qualified representative.
- C. It is unlawful for the electrical inspector or any of the electrical inspector's representatives to engage in the business of the sale, installation or maintenance of electrical equipment, either directly or indirectly. The electrical inspector or electrical inspector's representatives shall have no financial interest in any concern engaged in such business in the borough at any time while performing the duties of electrical inspector.

14.16.110 - Inspection—Authority of electrical inspector—When notice required.

The electrical inspector, or a representative under the direction of the electrical inspector, shall have the right during reasonable hours to enter any building or premises in the discharge of official duties, or for the purpose of making any inspection, re-inspection or test of the electrical equipment contained therein or

its installation. It is unlawful to prevent or seek to prevent the inspection of any electrical equipment or installation by the electrical inspector. The owner, electrician or developer may accompany the electrical inspector while the electrical inspector is performing duties. The electrical inspector shall have the authority to inspect any previously installed electrical equipment that is regulated by this chapter, even though it may have been installed in accordance with former municipal regulations and ordinances.

14.16.120 - Inspection—Notice and correction of defects—Authority to discontinue service.

When any existing electrical equipment is found by the electrical inspector to be dangerous to persons or property because it is defective or defectively installed, the person responsible for the electrical equipment shall be notified in writing, and shall make any changes or repairs required by the electrical inspector to place such equipment in safe condition. If repair work is not commenced within 30 days, and completed within the time specified by the electrical inspector, the electrical inspector shall have the authority to order the discontinuance of electrical service to the electrical equipment.

14.16.130 - Inspection—Emergencies.

- A. In case of emergency, where necessary for safety to person or property, or where electrical equipment may interfere with the work of the fire department, the electrical inspector shall have the authority to disconnect or cause the disconnection immediately of any electrical equipment.
- B. If the danger to life and property is manifest, the electrical inspector may direct that changes be made immediately. In such cases, concise written instructions as to the required changes shall be given the occupant or owner. In requiring immediate changes, the minimum amount of changes consistent with safety shall be imposed upon the occupant or owner.

14.16.140 - Inspection—Authority to remove obstructions—Concealment or sealing before inspection prohibited.

The electrical inspector shall have authority to inspect every electrical installation in or on any premises, building or structure served by the electric utility and shall inspect all major installations, changes and repairs, and shall have power and authority to remove or require the removal of any obstruction that prevents proper inspection of the installation. No work or materials used or expended in altering, changing, repairing or installing any electrical wiring or electrical circuits in or on any premises, building or structure, shall be concealed or sealed over until the electrical inspector shall have been notified that the work and materials are about to be covered or sealed over in a permanent manner, and until the inspector has been given a reasonable opportunity to examine and inspect the same.

14.16.150 - Certification.

- A. Upon request, the electrical inspector may issue to a person holding an electrical permit a certificate or letter of approval authorizing a connection to the source of supply of current, but no authorization for a connection to the source of supply of current shall be made until the electrical inspector has been notified and given a reasonable opportunity to inspect the workmanship and material involved.
- B. The electrical inspector shall notify any permit holder of the defects or unsatisfactory workmanship or materials which must be changed, altered or corrected before connection is made to the source of supply of current.

14.16.160 - Suspension of work—Authority—Violation unlawful.

The electrical inspector shall have authority to order the immediate suspension of all or any portion of the work of installing, altering, repairing or removing of electrical equipment, by attaching notice to that effect on the premises, whenever it is found by the inspector that such work is being performed without a lawful permit, or that the drawings or specifications bearing the electrical inspector's approval are not on the premises and available for examination, or that the work is not being installed as per plans and specifications, or that the materials and workmanship are not in compliance with the permit, or that suspension is necessary for the proper inspection of work previously performed. It is unlawful for any person

to continue the work of installing, altering, repairing, or removing electrical equipment after the suspension of work has been ordered.

14.16.170 - Suspension of work during construction or installation—Notice of defects.

If, upon inspection, the installation of electrical equipment is not found to be in full conformity with the provisions of this chapter, the electrical inspector shall at once notify the representatives of the owner, if present on the job, of the violation or violations. If no such person or representative is present on the job, a notice shall be posted on the job in a conspicuous place and the permit holder notified by telephone or other suitable means that violations exist. In all cases, notice of defects shall be forwarded to the permit holder, with a copy retained in the electrical inspector's file, stating the violations which have been found and the sections or paragraphs of the electrical code involved.

14.16.180—14.16.250 - Reserved.

14.16.260 - Extensions to facilitate service on existing distribution lines.

The municipal electric utility will furnish a service up to one hundred feet into private property to a customer's service point of delivery of 120/240 single-phase power. All additional extension and voltage differences will be furnished at the customer's expense.

14.16.270 - Determination of demand.

Demand measurements will be made by suitable instruments at the point of delivery. The billing demand shall be the maximum average KVA load used by the customer for any period of fifteen consecutive minutes during the billing period, as indicated by a demand meter.

14.16.280 - Meter reading.

- A. Meters shall be read, as nearly as possible, on the same cycle date; due to holidays, Saturdays, Sundays and the difference in the length of months, up to a seven-day variation may occur. If for any reason a reading cannot be obtained for any particular period, the billing may be based on an estimated energy use and demand. The borough will make any necessary adjustments on the next billing following an actual reading.
- B. Customers shall provide adequate, safe access to their electric meter. The path to the meter must be clear of hazards and obstacles, allowing the meter reader to safely approach and read the meter.

14.16.290 - Meter accuracy standard designated and meter tests.

- A. All meters will be tested prior to installation. No meter will be placed in service or allowed to remain in service which is known to have an error of registration in excess of two percent plus or minus.
- B. Tests at the request of the customer will be made and the customer shall pay a test fee (as specified in section 14.16.730 D.). If the meter is found to register in excess of two percent plus or minus, the bill may be adjusted accordingly and the test fee may be refunded at the discretion of the utility directorsuperintendent.
- C. No charge for meter testing will be made to the customer when initiated by the utility directorelectric superintendent.
- D. Customers may witness any meter tests.
- E. Bill adjustments made because of meter errors shall not normally exceed three consecutive billing periods. The borough manager may authorize additional monthly bill adjustments, if the utility directorelectric superintendent determines circumstances merit further consideration.

14.16.300 - Meter location and installation.

- A. The electrical superintendentutility director shall designate all meter and service entrance locations on new or altered construction. Locations shall be in the most advantageous position for service line

connection and meter reading. The utility director~~electric superintendent~~ may make exceptions in meter elevations.

- B. Meters shall be installed on the outside of the building or on service structures with a main disconnect. Exceptions to this practice must be approved by the utility director~~electric superintendent~~.
- C. Meters shall not be installed in places difficult to gain access to, such as over open pits, moving machinery, hatchways or places subject to steam or corrosive vapors.
- D. It shall be the responsibility of the customer to maintain a clear space at least thirty inches in front of the meter. Meters shall be installed at a height of four and one-half to six feet above the ground or platform to center of the meter.
- E. In no case shall there be any attachments around the meter location to prohibit the meter reader from performing the meter reading duties (i.e., dog leashes, etc.).
- F. In cases where unusual conditions exist, the utility director~~electric superintendent~~ shall be consulted prior to installation.
- G. When the meter is recessed in the wall of a building, a space of not less than six inches on each side of the centerline of the meter base shall be provided to permit access of test equipment.
- H. New service entrance locations shall be approved by the utility director~~electric superintendent~~ prior to installation.
- I. All three-phase circuits of six hundred volts or less and up to and including two hundred amperes of connected load will be metered through self-contained meters. Load in excess of two hundred amperes and potentials above six hundred volts will be metered through instrument transformers, and the contractor or owner will consult the utility director~~electrical superintendent~~ for metering equipment requirements.

14.16.310 - Multiple units and meters.

The owner or operator of a multiple unit complex having more than one electric meter, such as an apartment house or trailer court, shall permanently number all meter bases and disconnect switches to correspond with the apartment, trailer space or unit that is furnished current through a meter socket.

14.16.320 - Point of delivery.

- A. Service shall generally be supplied to the entire premises through a single delivery point and at a single agreed upon voltage and phase rating. Where permitted, separate points of delivery to the same customer shall be separately metered and billed. The point of delivery is that point on the customer's premises (or other agreed point) where the municipal electric utility terminates its electrical service conductors.
- B. All equipment on load side shall belong to and be the responsibility of the customer, except meters and metering equipment and any other equipment provided by the municipal electric utility.
- C. It shall be the responsibility of the customer to advise the municipal electric utility of service requirements in advance of installing the service entrance equipment and to ascertain that the location is acceptable.

14.16.330 - Delivery phase and voltage.

- A. In the case of large loads, power may be delivered at a voltage other than 120/240 single phase. Up to and including five horsepower may be served at two hundred forty volts, single phase. Motors of two to twenty-five horsepower inclusive may be served at two hundred forty volts, three phases. Motor loads aggregating twenty-five horsepower or larger shall be arranged for with the utility director~~electric superintendent~~. The utility director~~electric superintendent~~ may require customers to install reduced voltage starting equipment in cases where across-the-line starting would result in excessive voltage disturbances to the electrical system.

- B. Customers shall be solely responsible for protection of their own equipment (i.e., motor protection devices, etc.).

14.16.340 - Maintenance of phase balance.

The ~~utility director~~~~electric superintendent~~ may require that the current taken by each wire of three-phase service be reasonably balanced.

14.16.350 - Reserved.

14.16.360 - Power factor—Standards.

- A. Industrial users served by the municipal electric utility whose plants or facilities have inductive loads which result in a monthly power factor of less than 90 percent shall be penalized as provided for in section 14.16.390 of this chapter.
- B. Unless specifically agreed, the electric utility shall not be obligated to deliver electric energy to a consumer at any time at a power factor of less than 80 percent.

14.16.370 - Power factor—Measurements.

- A. The meter for the measurement of reactive kilovolt-ampere-hours shall be ratcheted to prevent reverse registration.
- B. At the option of the ~~utility director~~~~electric superintendent~~ the power factor may be determined through the use of a power factor meter.

14.16.380 - Power factor—Equipment installation subject to approval.

All installations of power factor corrective equipment shall be subject to the approval of the ~~superintendent of the electric utility~~ director or the ~~superintendent's~~ director's duly appointed representative.

14.16.390 - Power factor—Basis of penalties.

Power factor penalties shall be based upon the measured kilowatt hours of energy multiplied by a billing factor. The billing factor shall be the established minimum power factor of 90 percent, divided by the power factor as defined in section 14.16.020.

14.16.400 - Standards for instrument-transformer metering.

- A. All instrument transformer enclosures, mounting fittings, meter sockets and conduits or raceways for meter wiring will be furnished and installed by the municipal electric utility and provided with a means for sealing.
- B. Instrument transformers will be furnished and installed by the municipal electric utility to conform to the requirements of the electric utility.
- C. All wiring from the instrument transformers to the meter base will be installed by the municipal electric utility in conduits installed by the customer. Provision for potential taps will be made outside of a sealed enclosure.

14.16.410 - Resale of energy prohibited.

No purchaser of electric energy shall connect service with that of any other person. No connected customer shall sell any other person or premises electric current through their service. Separate meters shall be installed for each dwelling, house, business, boat, trailer or other occupancy.

14.16.420 - Causes for discontinuance of service.

The ~~utility director~~~~electric superintendent~~ may refuse to connect or may discontinue service for violation of any service policy, for failure to pay charges for service, for violation of rate schedules or contract provisions, for theft or illegal diversion of energy, or for noncompliance with the borough electric codes. The discontinuance of service for any of these causes does not release the customer specified in any existing

contract. The ~~utility director~~~~electric superintendent~~ may also refuse to service loads of a character which would be detrimental to the service being rendered to other customers.

14.16.430 - Notices.

- A. Notices from the borough to the customer will normally be given in writing and either mailed or delivered to the customer's last known address. Where conditions warrant and in emergencies, the borough may notify either by telephone, ~~email, delivery messenger~~ or radio announcement.
- B. Notices from customers to the borough may be given by the customer, or authorized representative, orally or in writing, at the office of the borough, or to an agent of the borough authorized to receive notices or complaints.

14.16.440 - Notice to municipal electric utility—Additional load or interruption of service.

- A. In the event a customer desires to change service load materially, the customer shall notify the municipal electric utility sufficiently in advance so that, if economically feasible, the utility may provide the facilities required. In the event that the customer fails to notify the utility and as a result utility equipment is damaged, the customer shall be liable for the cost of the damage.
- B. In the event that service is interrupted, it shall be the obligation of the customer to notify the borough.

14.16.450 - Customers liable for service-call costs, if own equipment is at fault.

If service fails, customers shall endeavor to determine if they have blown fuses, tripped breakers or if their equipment is at fault before calling the utility. If a service person is sent out on such a request, and it is determined that the customer's equipment is at fault, the customer may be charged for actual costs incurred by the utility.

14.16.460 - Use not to disturb system.

Electric service shall not be utilized in a manner as to cause disturbances or voltage fluctuations to other customers. In the event that a customer intends to use equipment that is detrimental to the service of other customers, such as welders, pipe-thawing equipment or large motor-starting equipment, the customer shall be required to first install, at the customer's expense, regulative equipment to control fluctuations.

14.16.470 - Customer's responsibility for wiring and equipment.

- A. It shall be the customer's responsibility to provide suitable protective equipment such as fuses, single-phase meter protecting, circuit breakers and relays adequate to protect equipment. If three-phase equipment is used, it shall be the customer's responsibility to protect it against phase failure, and also under and over voltage.
- B. The customer's wiring shall be in accordance with National Electrical Code Standards, adopted pursuant to section 14.16.010. The electric utility reserves the right to refuse or discontinue service to a customer where the customer's equipment or wiring is in hazardous condition, or not in conformity with lawful codes and local regulations.
- C. Customers shall be solely responsible for the maintenance and safety of their wiring and equipment, and the borough shall not be liable for accident or damage occurring to any person or property because of failure of any portion of the customer's installation.

14.26.480, 14.26.490 - Reserved.

14.16.500 - Right of access.

The ~~utility director~~~~electric superintendent~~ and authorized employees shall have access to electrical equipment at all reasonable times for the purpose of reading meters and testing and repairing or replacing any equipment which is the property of the utility. If the equipment is so located that locks must be operated to reach it, the utility shall be supplied with keys to the locks.

14.16.510 - Vicious animals.

Where there is an electrical meter that is inaccessible to be read or inspected because of a vicious animal, the ~~utility director~~~~electric superintendent~~, upon written notice to the customer, may disconnect the electrical meter until safe access to the meter is restored.

14.16.520 - Use of power poles.

- A. Power poles belonging to the utility will not be used for any purpose other than for electrical power transmission, unless by special permission or by arrangement per a written joint pole agreement.
- B. All risers attached to utility-owned facilities will be mounted on stand-off brackets.

14.16.530 - Extension policies.

All system distribution extensions shall be governed by chapter 14.18 of this title.

14.16.540 - Subdivision and mobile home parks underground distribution requirements.

- A. The borough sets specification standards and guidelines where an underground electrical distribution system is planned for subdivisions and mobile home parks in the electric utility service area.
- B. High-voltage distribution systems in subdivisions will be loop connected and where practical will be connected in a balanced three-phase network.
- C. All high-voltage distribution systems in subdivisions and mobile home parks will be installed according to a design and layout prepared by a state-licensed electrical engineer and provided by the developer, and approved by the ~~utility director~~~~electrical superintendent~~ or the ~~director~~~~superintendent~~'s duly appointed representative.
- D. All electrical distribution primary and secondary systems will be installed in a PVC duct network and generally in property fronts, or where otherwise accessible for maintenance purposes.
- E. All costs incurred, including labor and material, are to be paid by the developer.
- F. The developer may wish to subcontract the distribution system, however the subcontractor must be licensed and bonded prior to beginning construction. All installations must be inspected by the utility, approved and a release form signed prior to burial of underground systems. All materials are to meet or exceed the specifications on the electrical distribution design and layout.
- G. Final grade shall be established for the placement of transformers, secondary splice boxes and any other necessary equipment. Costs incurred as a result of a grade change such as transformer realignment shall be borne by the subdivider, developer or owner.
- H. Individual owners of residences within the subdivision will be responsible for providing the ditch, conduit bedding, and backfill, in preparation for the conduit and service conductors supplied and installed by the municipal electric utility.
- I. All temporary power services are to be installed at a location convenient to the existing distribution system, and in a manner acceptable to the ~~utility director~~~~electrical superintendent~~.
- J. All problems or questions are to be discussed with the ~~utility director~~~~electrical superintendent~~ or the ~~director~~~~superintendent~~'s duly appointed representative.

14.16.550 - Individual underground electrical service.

- A. The municipal electric utility will supply overhead electric services. If, however, a customer desires underground service, they shall be responsible for providing the ditch, bedding for the conduit and backfill. The municipal electric utility will provide and install the conduit and service conductors.
- B. The delivery point for all underground services will be at the meter location.
- C. The utility will own and maintain the underground distribution system up to the meter location.

14.16.560 - Reserved.

14.16.570 - Borough not liable for interruption of service.

- A. The municipal electric utility will use reasonable diligence to provide an adequate and uninterrupted supply of electrical energy at normal voltage, but if the supply is interrupted without notice for any cause, the borough shall not be liable for personal injuries, loss or damages resulting therefrom, nor will such failure constitute breach of agreement for service.
- B. The utility reserves the right to temporarily suspend services for the purposes of making repairs or improvements to the system. In such cases, whenever practicable, public notice shall be given and every effort made to make interruptions as short as possible.

14.16.580 - Right to curtail service reserved.

Should a serious power shortage develop and it becomes mandatory that the borough place into effect a curtailment program, the borough reserves the right to limit the use of electrical energy during any hours as may become necessary.

14.16.590 - Relocation of poles or equipment at customer request.

- A. Point of contact will be determined by the utility director/electric superintendent. In the event a customer requests their delivery point to be moved to a new location on an existing structure, the municipal electric utility may remove and reconnect its service drop at the new delivery point, and charge actual costs.
- B. In the event any customer or other person, for any reason, desires a pole or poles or other electrical equipment moved, including yard lights, fixtures, transformers and/or other facilities, the municipal electric utility will do so if the proposed move is feasible from an engineering point-of-view, as determined by the utility director/electric superintendent, and providing any necessary right-of-way can be obtained. The utility director/electric superintendent may require the customer to pay in advance an amount sufficient to reimburse the municipal electric utility for all costs.

14.16.600 - Temporary electrical installations—Permits—Application of code standards.

- A. If the electrical inspector finds that the safety of life and property will not be jeopardized, permits for temporary electrical installations for use during the construction of buildings or for conventions, festivals, fairs, the holding of religious services, or temporary lighting of streets or areas may be issued. Permission to use temporary installation shall not be granted for a greater length of time than thirty days, except that a permit for a temporary installation to be used for the construction of a building may be issued for the period of construction not to exceed six months. Should temporary lighting be over a street area, the authority for use of the street must first be obtained.
- B. All temporary installations shall be made in a manner as nearly practicable in conformance with the requirements of this chapter for permanent work; provided, that the electrical inspector may permit deviations which will not permit hazards to life or property; and provided further, that whenever such hazards are deemed by the electrical inspector to exist, the inspector may immediately rescind or cancel the permit covering such installation and disconnect, or order the disconnection of, all energy to the installation.
- C. Where there are existing secondaries of sufficient capacity and suitable phase and voltage, service will be provided at applicable rates after payment of connection fees.

14.16.610 - Radio-interference suppression—Inspection authority.

The electrical inspector shall have authority at all reasonable times to enter any property or any building or structure within the electric utility service area to inspect every electrical wire, circuit, appliance, fixture, equipment and machine for the purpose of determining whether the same creates radio interference.

14.16.620 - Radio-interference suppression—Notice and correction-order authority.

The electrical inspector, by written notice, shall have the authority to require all radio interference originating from any electrical wire, circuit, appliance, fixture, machine or equipment be eliminated and abated to the extent that the same can be done by the installation of ordinary and commonly used filters or other equipment. The written notice shall specify what is required for the elimination of radio interference and the period of time the customer has to eliminate the interference.

14.16.630 - Radio-interference suppression—Responsibility for line clearing.

Any part of any tree, shrub or bush, whether dead or alive, which makes steady or intermittent contact with any power lines within the electric utility service area, shall be trimmed, and remain trimmed to prevent contact with any power line. The electrical inspector has authority to eliminate and prevent this type of interference. After reasonable notice has been given, the electrical crews shall have the right to enter any property and trim or de-root any tree, shrub or bush that may cause interference.

14.16.640 - Radio-interference suppression—Unlawful equipment.

- A. It is unlawful for any person to own, install or use any luminous tube lighting, other than incandescent lighting for display signs, window signs, border lighting or general lighting, unless the same is filtered to prevent radio interference. The electrical inspector is given authority to disconnect from the power source all unfiltered equipment.
- B. It is unlawful to erect any antenna poles or other pole structures which could fall over or upon any power line, unless satisfactorily secured by guy wires for every 20 feet of height, each set of guy wires consisting of four guys of not less than twelve-gauge galvanized-iron wire and installed symmetrically every ninety degrees around the pole. Each guy shall be securely anchored at the lower end and shall be attached to the pole in a manner as not to injure or weaken the pole.

14.16.650 - Application for utility service and associated fees.

- A. All customers desiring electric service shall complete an application for service form giving all information necessary to establish a utility account. The application for service form may include inquiries regarding the customer's credit history and ability to pay for services and such other information as the borough may reasonably require.
- B. In signing the application, the customer agrees to abide by the provisions of this chapter.
- C. Types of service applications.
 - 1. Application for existing service/service off. Where electric utility service already exists, but the service is turned off, the customer shall submit with the application a connect fee and applicable account deposit (as specified in sections 14.16.655 and 14.16.730 A.).
 - 2. Application for existing service/service on. Where electric utility service already exists and the service is on, the customer shall submit with the application a transfer fee and applicable account deposit (as specified in sections 14.16.655 and 14.16.730 B.).
 - 3. Application for new service. Where no service previously existed, a new customer applying for service shall submit with the application an applicable account deposit before the electric service is energized (as specified in section 14.16.655). Electrical connection and permit requirements also apply for newly constructed services. Those fees are specified in section 14.16.730 E. and F.

14.16.655 - Account deposits.

- A. Account deposits may be required from customers who have not received any Petersburg municipal utility services for a period of nine months or more prior to application and from customers who are known to have been delinquent or disconnected on prior Petersburg municipal utility accounts.
 - 1. Account deposits for new residential customers shall be \$150.00; and \$400.00 for new commercial customers.

2. Account deposits for customers who have been delinquent or disconnected from any Petersburg municipal service on account of nonpayment shall be \$200.00 for residential accounts and \$400.00 for commercial accounts. Utility customers moving from one location to another shall not be required to pay an additional deposit unless the customer's account is delinquent. Customers with past due or delinquent accounts shall pay their current account in full before service is connected at the new location.
 3. Account deposits may be waived by the Borough finance director for customers who have demonstrated timely payment for the most recent 12-month period on all municipal utilities received, regardless of whether the municipal utility services were provided by the Petersburg Borough.
- B. Account deposits are not to be considered payment on account until after 12 consecutive months of nondelinquent payment on all municipal utilities. After twelve consecutive months of nondelinquent payment, the deposit shall be applied to the next utility bill.
 - C. If a service is turned off for nonpayment, the deposit shall be applied to the unpaid balance due. Electric service will not be restored to the customer at the same or different premises until all outstanding utility bills due the borough have been paid, a new account deposit made and a connect fee paid.
 - D. Administrative procedures, approved by the borough manager, may be implemented to accommodate special circumstances or hardships.
 - E. Account deposit rates shall be reviewed periodically by the electric utility and finance departments and a recommendation made to the borough manager for the increase or decrease of deposit rates as needed for the sound financial management of the electric utility. The borough manager shall review the findings and present the recommendation to the borough assembly.

14.16.660 - Billing.

- A. Electric billing is to be by meter, unless there is a written contract at a flat rate.
- B. Meters will be read and accounts billed on the basis of the meter reading which is in kilowatt-hours. Accounts shall be billed for a flat monthly customer charge; an energy charge; and a fuel and purchased power adjustment both based on metered use. In addition, large commercial accounts shall be billed on the basis of power factor and demand.
- C. Meters shall be read and bills shall be issued monthly. Opening or final bills, or bills that for any other reason cover a period containing ten percent more days or ten percent less days than in the normal billing period, shall be prorated.
- D. The borough will keep an accurate account of all readings of meters which shall be considered prima facie evidence of the use of electric service by a customer.

14.16.665 - Borough may combine with other utility bills.

- A. The borough reserves the right to combine the electric utility billing with the monthly billing for other municipal utility services. The charges for the separate services shall be specifically identified on the utility bill. Except as otherwise determined by the finance director, payments made on a combined utility bill shall be first applied to the oldest balance, in the following order: electric service, water service, sewer service, and then garbage service.
- B. A customer's electric service or other municipal utility service may be disconnected, if any part of a municipal utility bill is not paid when delinquent.

14.16.670 - Rates—Residential service.

- A. *Applicability.* The rates in this section apply to domestic usage in private residences and apartments, measured through a single meter; provided, that single-phase motors shall not exceed seven and one-half horsepower.

B. *Character of service.* Residential service will be sixty-hertz, alternating current. The utility reserves the right to specify the voltage and phase of service supplied under this schedule.

C. *Monthly Rate.*

		Effective 9/2014 Billing	Effective 9/2015 Billing
Customer charge:		\$9.00	\$9.00
Energy charge:	0—500 KWH=	11.8 cents/kwh	11.9 cents/kwh
	over 500 KWH=	7.8 cents/kwh	8.1 cents/kwh

D. *Fuel and purchased power adjustment charge:* Subject to section 14.16.720.

14.16.680 - Rates—General service class.

A. *Applicability.* The rates in this section may apply to all requirements for lighting, heating and power measured through a single meter that is below fifty kilovolt-ampere transformer rating or fifty kilowatt demand.

B. *Character of service.* General service will be sixty-hertz, alternating current. The utility reserves the right to specify the voltage and phase of service supplied under this schedule.

C. *Monthly rate.*

		Effective 9/2014 Billing	Effective 9/2015 Billing
Customer charge:		\$9.00	\$9.00
Energy charge:	0—3,000 KWH=	11.0 cents/kwh	11.0 cents/kwh
	over 3,000 KWH=	8.3 cents/kwh	8.8 cents/kwh

D. *Fuel and purchased power adjustment charge:* Subject to section 14.16.720.

14.16.690 - Rates—Large commercial service.

A. *Applicability.* The rates in this section apply to lighting, heating and power service for commercial or industrial service having measured demands equal to or greater than fifty kilovolt-ampere transformer rating or fifty kilowatt demand.

B. *Character of Service.* Large-commercial service will be sixty-hertz, alternating current. The utility reserves the right to specify the voltage or phase of service supplied under this schedule.

C. *Monthly rate.*

		Effective 9/2014 Billing	Effective 9/2015 Billing
Customer charge:		\$28.00	\$28.00
Demand charge:		\$3.10 per KW of billing demand	\$3.10 per KW of billing demand
Energy charge:	0—15,000 KWH=	10.6 cents/kwh	10.6 cents/kwh
	15,001—60,000 KWH=	11.0 cents/kwh	11.1 cents/kwh
	over 60,000 KWH =	8.5 cents/kwh	8.8 cents/kwh

- D. *Fuel and purchased power adjustment charge*: Subject to section 14.16.720.
- E. *Minimum charge*: The minimum demand charge shall not be less than 75 percent of the highest demand billed during the preceding 11 months, or in any case not less than \$155.00.
- F. *Billing demand*. The billing demand shall be the maximum 15-minute measured demand during the billing period, adjusted for power factor.
- G. *Adjustment of demand for power factor*. Demands will be adjusted to correct for average power factors lower than ninety percent. Such adjustments will be made by increasing the measured demand one percent for each one percent or portion thereof by which the average power factor is less than 90 percent lagging.
- H. *Agreement of service*. The borough may require an agreement to be entered into for service under this schedule.

14.16.700 - Rates—Boat harbor service.

- A. *Applicability*. The rates in this section apply to usage in moored private boats, measured through a single meter, at the boat harbors; provided, that single-phase motors shall not exceed seven and one-half horsepower.
- B. *Character of service*. Boat harbor service will be sixty-hertz, alternating current. The utility reserves the right to specify the voltage and phase of service supplied under this schedule.
- C. *Monthly rate*.

		Effective 9/2014 Billing	Effective 9/2015 Billing
Customer charge:		\$9.00	\$9.00
Energy charge:	0—500 KWH=	11.4 cents/kwh	11.8 cents/kwh
	over 500 KWH=	9.3 cents/kwh	9.6 cents/kwh

- D. *Fuel and purchased power adjustment charge* Subject to section 14.16.720.

14.16.705 - Fuel displacement rate—Governmental.

- A. The rates of this section, to be established by contract between the utility and the customer, shall apply only to federal, state or local governmental agencies.
- B. Eligible loads must be capable of being served by the customer's existing fuel-fired energy source and be capable of interruption of electric service at any time.

14.16.710 - Rates—Municipal street-lighting service.

- A. *Installation policy*.
 1. Street lights may be provided at each intersection of municipal streets as budgetary constraints allow and within a schedule to be determined by the utility director~~electrical superintendent~~ or the directorsuperintendent's representative.
 2. The policy used for the installation of street lights at locations other than intersections shall be based on, but not limited to, the following criteria:
 - a. Public safety;
 - b. Emergency vehicle access;
 - c. Public building security.

3. Requests for installation of lighting fixtures on public property which do not meet the above criteria shall be subject to approval or denial from the borough assembly, through presentation by the utility director~~electrical superintendent~~.

- B. *Character of service.* Street lighting service will be sixty-hertz, alternating current. The utility reserves the right to specify the voltage and phase of service supplied under this schedule.
- C. *Rates.* The minimum rate per lighting fixture will be nine dollars per one hundred watts. For lighting fixtures exceeding one hundred watts, the additional wattage over one hundred watts will be charged according to the power rate schedule in effect.

14.16.715 - Rates—Security lighting service.

- A. *Installation policy.* Residential or commercial customers may choose seventy watt, two hundred watt or four hundred watt high pressure sodium (H.P.S.) lamps for security lighting purposes. The municipal electric utility shall install and maintain the fixtures on existing poles.
- B. *Character of service.* Security lighting shall be served from an existing source of sixty-hertz, alternating current. The utility reserves the right to specify the voltage of service supplied under this schedule.
- C. *Rates.* Monthly rates for the fixtures shall be:

Wattage	Rate per lamp
70 watt	\$8.50
200 watt	11.25
400 watt	19.00

- D. *Special provisions.* Where suitable poles and/or existing services do not exist, the customer may be required to participate in or bear the cost of installation of poles and conductors. Such installations are at the sole discretion of the utility director~~electrical superintendent~~.

14.16.716 - Economic development power rate.

- A. The purpose of this rate schedule is to encourage economic development by encouraging capital investments, adding jobs, improving the efficient utilization of existing municipal power and light facilities and diversifying customer base.
- B. Applicant eligibility requirements are as follows:
1. New commercial or industrial customers at one location having peak demand equal to, or greater than, fifty kilowatts. A new customer's electric service represents demand not previously serviced by the electric utility at any location.
 2. Existing commercial or industrial customers who increase their peak demand at one location by no less than 50 kilowatts. The rate shall apply only to the expanded demand and shall be measurable by installation of a separate electric meter or other device approved by the utility director~~electric superintendent~~.
 3. The applicant is required to be located where there is no significant additional investment in utility facilities by the borough, or pay for the line extension and/or transformer costs under terms of the existing code.
 4. A customer has twelve months from the month service is energized or new load is added to demonstrate eligibility under provisions 1. or 2. of this section.
 5. All written requests for service under this section will be considered by the borough assembly, after review and recommendation by the utility director~~electric superintendent~~; however, requests

which do not conform to purpose and applicability provisions as determined by the ~~directors~~superintendent, shall not be approved.

- C. Character of service. Service will be sixty hertz, alternating current. The borough reserves the right to specify the voltage or phase of service supplied under this schedule.
- D. Monthly rate.

		Billing Period
Customer charge:		\$25.00
Demand charge:		-0-
Energy charge:	All KWH	8.0 cents/KWH

- E. Term of rate.
1. The term of this rate shall not exceed a period of three years from the month service is energized or new load is added for which the rate is being sought.
 2. Continuation of service beyond the three year limit will be at the appropriate standard rate.
 3. This rate will not go into effect until applicant is approved by the borough assembly, and no refund or consideration for past power consumption will be considered.
- F. Special provisions. This rate may be curtailed by the borough assembly upon thirty days notice in the event that sufficient hydro power is no longer available. Should this occur, the customer would have the option of switching to the appropriate standard rate schedule or having the service discontinued.
- G. Agreement of service. The borough assembly may require an agreement to be entered into for service under this schedule.

14.16.717 - Rates—Municipal buildings.

- A. *Applicability.* The rates of this section apply only to the following municipal buildings, of the Petersburg Borough who receive a large commercial rate: 1) the Aquatic Center Boiler Room, 2) the Aquatic Center, 3) the High School/Middle School/High School Gym, and 4) the Elementary School.
- B. *Character of service.* The service voltage shall be three-phase, 60 hertz. The utility reserves the right to specify the voltage supplied under this service.
- C. *Monthly rate.* The energy charge shall be 8.0 cents/kwh. There are no demand or power factor penalty charges. In addition to the energy charge, there is a monthly customer charge of \$25.00 and the fuel and purchased power adjustment charge described in section 14.15.720 will apply.
- D. *Special provisions.* During the annual budget process, the entities utilizing the municipal rate shall report to the assembly the dollar amount saved by receiving the municipal rate instead of the large commercial rate and how the savings was used during the previous fiscal year operations.

14.16.720 - Rates—Fuel and purchased power adjustment charge.

- A. *Applicability.* An up or down adjustment shall be applied to each kilowatt-hour billed under all schedules to reflect increases/decreases in purchased wholesale power above or below the SEAPA wholesale power cost, presently 6.8 cents/kwh, and for diesel fuel purchased for generation above or below one hundred fifty cents/gallon. The adjustment will be based on the previous month's usage.
- B. *Method of calculation.* The adjustment A (in cents/kilowatt-hour applied to prior month's usage) shall be calculated as follows:

$$A = ((F-150)/12.5 \times D/G) + ((L+M-6.8) \times T/G)$$

Where:

F = Cost in cents/gallon of most recent purchase of diesel fuel.

D = Kilowatt-hours generated during prior month by diesel plant.

G = Total generation during prior month, including purchased power, in kilowatt-hours.

L = Loan debt service component of Tyee wholesale power, in cents/kilowatt-hour.

M = Operation and maintenance component of Tyee wholesale power, in cents/kilowatt-hour.

T = Energy purchased from Tyee during month prior to billing period, in kilowatt-hours.

G = Total generation during prior month (Blind Slough Hydro + Diesel Plant + Tyee), in kilowatt-hours.

14.16.730 - Service charges.

- A. Connect/reconnect fee. \$25.00 during normal business hours for each premises served. Actual labor costs, plus fifteen percent after business hours.
- B. Transfer fee: \$25.00. The transfer fee covers the cost of name change and meter reading at two service locations and is billed to the new account.
- C. Shut-off due to unauthorized turn-on, fraud or abuse: Actual costs to the borough, plus 15 percent.
- D. Meter testing fee: \$50.00 (if test initiated by customer). See section 14.16.290 B.
- E. New service fees. Fees are per single point of attachment (one meter) and customers will be charged for any additional meters.
 1. Residential Connection (Overhead or Underground):
 - One hundred amp service: \$350.00;
 - One hundred fifty amp service: \$400.00;
 - Two hundred amp service: \$450.00;
 - Four hundred amp service (Class 320): \$550.00.
 2. Residential temporary connection fee: \$100.00.
 3. Commercial connection (overhead or underground—single phase):
 - One hundred amp service: \$450.00, plus transformer costs;
 - One hundred fifty amp service: \$500.00, plus transformer costs;
 - Two hundred amp service: \$550.00, plus transformer costs.
 - Above two hundred amp service: \$600.00, plus \$10.00 per KVA requirement, plus transformer costs.
 4. Commercial Connections (Overhead—Three Phase):
 - One hundred amp service: \$550.00, plus transformer costs;
 - One hundred fifty amp service: \$650.00, plus transformer costs;
 - Two hundred amp service and larger: \$800.00, plus \$10.00 per KVA requirement, plus transformer costs.

5. Commercial Connection (Underground—Three Phase):
One hundred amp service: \$600.00, plus transformer costs;
One hundred fifty amp service: \$700.00, plus transformer costs;
Two hundred amp service: \$800.00, plus transformer costs.

Above two hundred amp service: \$800.00, plus \$10.00 per KVA requirement, plus transformer costs.

Owner must provide trenching, backfilling, concrete pad, one inch rigid conduit from secondary spades to metering enclosure.
6. Commercial temporary connection:
Single phase: \$100.00;
Three phase: \$450.00.

F. Permit fees.

1. Residential up to six sockets or outlets: \$25.00;
2. Residential over six sockets or outlets: \$50.00;
3. Temporary meter setting and other miscellaneous works: \$25.00;
4. Commercial buildings: \$50.00, plus twenty-five cents per socket or outlet;
5. The above fees include two inspections: one rough and one final inspection;
6. For each additional inspection: \$50.00;
7. For inspection of any electrical equipment for which no fee is specifically prescribed: \$50.00;
8. Upon failure to make application and secure permit by the second workday after commencing work: add \$50.00 to permit fee. Permits will be issued by the electrical inspector within forty-eight hours from time of application, Saturdays, Sundays and holidays excluded.

G. Secondary service work. If secondary service work is required, the customer will be charged actual costs. Customers requesting such service outside of normal working hours shall pay actual labor costs, plus fifteen percent.

H. Electric rates and fees shall be reviewed periodically by the electric utility and a recommendation made to the borough manager for the increase or decrease of rates as needed for the sound financial management of the electric utility. The borough manager shall review the findings and present the recommendations to the borough assembly.

14.16.740 - Borough may apportion taxes to consumers.

The amount of any and all revenue, kilowatt-hour or any other form of tax imposed by any municipal, borough, federal, state or other governmental subdivision taxing body, on the electric utility property, revenue or income, may be apportioned by the borough assembly to the consumer.

14.16.745 - Refunds and rebates.

- A. Prior to taking action for any refund or rebate of unanticipated revenues, the borough assembly will seek a recommendation from the [Finance Director and Utility Director](#)~~electric superintendent~~.
- B. After the consideration of a recommendation by the [Finance Director and Utility Director](#)~~electric superintendent~~, the borough assembly, by resolution, may refund or rebate any user fees or charges collected for service in any manner deemed appropriate and on an equitable basis to the affected users. Refunds or rebates shall only be made when the utility receives unanticipated revenues from

funding sources outside the utility's rate structure. Refunds or rebates may be used to postpone or lessen a planned rate increase only to the extent of the amount of the refund or rebate.

14.16.750 - Disputed bills.

Disputed bills shall be remedied by administrative procedure approved by the borough manager.

14.16.760 - Delinquent accounts—Service disconnect.

- A. Amounts owed the borough under this title shall be considered past due if not paid in full on or before the due date and delinquent, if not paid in full by the end of the following billing cycle. Utilities may be disconnected if any part of a delinquent municipal utility bill is not paid.
- B. Past due accounts are subject to ~~the accrual penalty in the form of~~ interest on the unpaid balance at the rate of 10.5% per annum from the due date until paid.
- C. Delinquent accounts are subject to disconnect of service in addition to the ~~accrual of~~ interest ~~penalty~~.
- D. The borough shall make reasonable efforts to notify customers of delinquent accounts prior to disconnect. However, failure of the customer to receive notice does not waive any ~~interest~~, fee, penalty or disconnection.
- E. Service turned off for delinquency shall not be restored until payment in full, including penalty interest and reconnect fee, is received by the borough; or written arrangements acceptable to the borough to bring the account current have been made. If a service is turned off for nonpayment, the account deposit shall be applied to the unpaid balance due. Electric service will not be restored to the customer at the same or different premises until all outstanding utility bills due the borough have been paid and another account deposit made.
- F. The noticing and administration of delinquent accounts shall be by administrative procedure approved by the borough manager.
- G. In cases of extreme hardship or special circumstances, the borough manager shall have the discretion of renewing service to, or making payment arrangements with, a customer who has been disconnected from municipal utilities for nonpayment.
- H. If a rental premises is vacated without notice to the borough, and a past due balance is owing, the borough may disconnect electric service to limit amounts owed. The landlord or new tenant may transfer utilities into their name, and pay all applicable fees and deposits, to avoid service interruption.

14.16.770 - Service turnoff at customer's request—Reconnect fee.

- A. Notice. Each customer planning to vacate any premises supplied with municipal electric service shall give the borough at least one-day notice specifying the day service is to be disconnected. If one-day written notice is not given, the customer will be responsible for all electricity supplied to the premises until the borough receives notice.
- B. Final billing. At the time service is disconnected at the request of the customer, the meter will be read and a bill issued. The final bill is payable immediately.
- C. Reconnection of an existing service shall be subject to the applicable connect fee.

14.16.780 - Administrative authority.

The borough manager is authorized to establish and implement procedures for the daily administration and collection of revenues of the electric utility and to address unusual circumstances that may arise.

14.16.790 - ~~VPenalties for violations~~.

- A. A person who violates a provision of this chapter (except for failing to pay fees for services when due) shall be guilty of a violation as expressed in section 1.16.010 of the borough code, and subject to a fine as provided in section 1.16.030 of the borough code. The person is also liable for all costs and

expenses incurred by the borough in the cleanup and remedy of any violation, and administrative costs and attorney fees incurred by the borough as a result of the violation.

BA. Penalty in the form of added interest, at the rate of 10.5% per annum, shall accrue on ~~for~~ past due and delinquent accounts from the date due until paid.

CB. 1. It is a violation of this chapter to utilize electric power without proper installation of service and payment to the utility of the amounts due hereunder. In theft of power cases, at the discretion of the electric superintendent:

1. 2. In theft of power cases, at the discretion of the utility director, the ~~incident~~ will be referred to Petersburg Police Dept.

3. Fines established hereunder are in addition to the violator's liability for the cost of electricity unlawfully used. If the amount of Kwh taken cannot be definitively established under the circumstances, a reasonable estimate may be established by the utility director.

~~2. A person who violates this chapter by theft of power shall be guilty of a violation and shall be subject to a fine as provided in chapter 1.16 of the Borough Code.~~

~~C. A person who violates this chapter, other than past due and delinquent accounts, and theft of power cases, shall be guilty of a violation and shall be subject to a fine as provided in chapter 1.16 of the Borough Code.~~

Section 4. Fine Amounts: The following fine amounts are adopted for violations of Chapter 14.16 of the Borough Code, and shall be administratively incorporated into section 1.16.030 of the Borough Code:

<u>Section(s)</u>	<u>Description of Violation</u>	<u>Fine Amount</u>
14.16.040B	Unauthorized connection to service drop	\$500
14.16.110	Interference with inspection	\$500
14.16.160	Continuing in performance of work after suspension ordered	\$500
14.16.410	Prohibited resale of energy	\$500
14.16.640A	Prohibited radio interference	\$500
14.16.640B	Unlawful equipment	\$500
14.16.790(C)(1)	Theft of Power	\$500

A future modification in a fine amount set out in this section shall be by amendment to section 1.16.030.

Section 5. Enforcement Responsibilities: The following amendment to Borough Code Section 17.02.015B is adopted, as follows:

17.02.015 – Enforcement Responsibilities.

...

B. The term "electrical official" within the code referenced in Section 17.02.005(A)(4) shall be the ~~electric superintendent~~ utility director.

Section 6. Severability: If any provision of this ordinance or any application to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected.

Section 7. Effective Date: This Ordinance shall become effective immediately upon final passage.

Passed and approved by the Petersburg Borough Assembly, Petersburg, Alaska this _____ day of _____, 2018.

Mark Jensen, Mayor

ATTEST:

Debra K. Thompson, Borough Clerk

Adopted:
Noticed:
Effective: