

**BOROUGH COUNCIL OF THE BOROUGH OF LANSDALE
MONTGOMERY COUNTY, COMMONWEALTH OF PENNSYLVANIA**

RESOLUTION NO. 10-22

**ESTABLISHING ELECTRIC RATES PURSUANT TO THE
AUTHORITY PROVIDED IN CHAPTER 65 OF THE CODIFIED
ORDINANCES OF THE BOROUGH OF LANSDALE.**

WHEREAS, The Borough Council of the Borough Lansdale (the "Borough Council"), by official action, desired to establish electric rates of residential electric services provide by the Borough of Lansdale; and

WHEREAS, pursuant to certain section of Chapter 65 of the codified ordinances of the Borough of Lansdale (the "Code") the Borough Council has been granted the authority to establish and amend electric rates.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Lansdale that the schedule of rates, fees, charges and penalties set forth below, as amended from time to time, is hereby adopted and immediately placed in full force and affect:

**CODE CHAPTER 65 (ELECTRICITY) SCHEDULE OF
RATES, FEES, CHARGES AND PENALTIES**

SECTION 1. SERVICE DEPOSIT

(A) Residential Deposits

i. The residential service deposit referenced in Code §65-7 shall be as follows:

(1) Two Hundred Dollars (\$200) for each residence without electric heat.

(2) Three Hundred Dollars (\$300) for each residence with electric heat.

(3)

(B) Secondary and Commercial Use Deposits

i. In the case of secondary and commercial use, the applicant's deposit shall be in an amount equal to an estimated one month's billing as estimated by the Borough

(C) Return of Service Deposits

i. Service deposit made pursuant to this Section 1(A) and/or (B) shall be returned to the applicant with an interest payment at a rate equivalent to the lower of the Ninety-One (91) day Treasury Bill Auction Discount Rate and Ten (10) Year Treasury Note Yield, adjusted monthly, based upon the rates established at the lat public Treasury Auction of the prior month upon:

(1) upon disconnection of service; or,

(2) upon application of the customer after (2) two years of satisfactory payments made by the customer.

ii. If, however, a subsequent delinquency occurs after the original deposit has been returned, the Borough may require an additional deposit at the same level and pursuant to the same procedures set forth under this Section 1(A) and/or (B).

iii. pursuant to Code §65-9, as established by ordinance, in the event a consumer's fails to pay for any and all electric service within twenty (20) days after receipt of a bill for the same or of an estimated bill, any deposit such customer may have with the Borough may be appropriated to the extent necessary to cover the bill in part or in full, as the case may be, without notice to the customer.

SECTION 2. TEMPORARY SERVICE DEPOSITS

(A) The temporary service deposits referenced in Code §65-8 shall be as follows:

- i. Forty Dollars (\$40) for a nonprofit or charitable applicant.
- ii. Sixty-Five Dollars (\$65) for all applicants not covered under Section (2)(i) above.
- iii. In addition to the charges in Section 2(i) and (ii) any applicant who required temporary service for seasonal and/or sales promotion shall pay an additional Two Dollars (\$2).

(B) Upon disconnection of service the temporary service deposit shall be returned to the applicant with an interest payment at a rate equivalent to the lower of the Ninety-One (91) day Treasury Bill Auction Discount Rate and Ten (10) Year Treasury Note Yield, adjusted monthly, based upon the rates established at the last public Treasury Auction of the prior month.

(C) Pursuant to Code §65-9, as established by ordinance, in the event a consumer's fails to pay for any and all electric service within twenty (20) days after receipt of a bill for the same or of an estimated bill, any deposit such customer may have with the Borough may be appropriated to the extent necessary to cover the bill in part or in full, as the case may be, without notice to the customer.

SECTION 3. RECONNECTION CHARGE

- (A) The reconnection charge referenced in Code §65-11 shall be as follows:
- i. Fifty Dollars (\$50) for a reconnection made before 3:00 p.m..
 - ii. Eighty-Five Dollars (\$85) for a reconnection made after 3:00 p.m..

SECTION 4. ELECTRICAL CERTIFICATION FEE

(A) The electrical certification fee referenced in Code §65-12 shall be as follows:

- i. Twenty Dollars (\$20).

SECTION 5. RESIDENCE SERVICE RATES.

- (A) Basic Residential Rate Service
- i. \$0.1495 per kilowatt hour ("kwh") for all consumption.
- (B) Residential hot water heating without electric space heating.
- i. \$0.09534 per kwh for the first four hundred (400) kwh used per month; and,
 - ii. \$0.1460 per kwh for all additional consumption in excess of four hundred (400) kwh used per month.
 - iii. *This rate schedule is in the process of elimination and is available only to customers taking service under this rate schedule prior to December 31, 2000.*
- (C) Residential electric space heating.
- i. \$0.1099 per kwh for the first two thousand four hundred fifty (2,450) kwhs used per month; and,
 - ii. \$0.1546 per kwh for between two thousand four hundred fifty (2,450) and two thousand nine hundred fifty (2,950) kwhs used per month; and,

iii. \$0.1699 per kwh for all additional consumption in excess of two thousand nine hundred fifty (2,950) kilowatt hours ("kwhs") used per month.

iv. *This rate schedule is in the process of elimination and is available only to customers taking service under this rate schedule prior to December 31, 2000.*

(D) Minimum Customer Charge.

i. A customer charge of Twelve Dollars (\$12.00) per month shall be applied to each residential account.

(E) Power Purchase Cost Adjustment.

i. The rates set forth in Section 5 (A), (B), (C), and (D) above are subject to the Purchase Power Cost Adjustment set forth below.

SECTION 6. GENERAL SERVICE RATES.

(A) General service installation without demand measurement.

i. A customer charge of Twelve Dollars (\$12.00) per month; and,

ii. \$10.71, for the first twenty (20) kwhs or less used per month ;

and,

iii. \$0.3021 per kwh for the next ninety-six (96) kwhs used per month or thirty-six percent (36%) of the total kwhs used per month, whichever is greater; and,

iv. \$0.1203 per kwh for all additional consumption used per month.

v. *This rate schedule is in the process of elimination and is available only to customers taking service under this rate schedule prior to December 31, 2000.*

(B) Monthly service rates for general service installation with demand.

i. A minimum of \$10.36, for the first twenty (20) kwhs or less used per month; and,

ii. \$0.3012 per kwh for the next eighty (80) hours' use of billing demand up to fifty (50) kwhs, plus sixty-five (65) hours' use of billing demand in excess of fifty (50) kwhs per month; and,

iii. \$0.1151 per kwh for all additional consumption per month up to four hundred (400) hours' use of billing demand per month; and,

iv. \$0.0936 per kwh for all consumption per month over four hundred (400) hours' use of billing demand per month; and

v. a customer charge of Thirty-Five Dollars (\$35.00) per month

(C) Power Purchase Cost Adjustment.

i. The rates set forth in Section 6 (A) and (B) above are subject to the Purchase Power Cost Adjustment set forth below.

SECTION 7. PRIMARY SERVICE RATES.

(A) Primary Service Rate Calculation.

i. Primary service rates shall be based upon the sum of: the demand charge; energy charge; and, customer charge set forth in this Section 3, below; and, if applicable, the transformer rental rate set forth in Section 5(A) and (B) herein below.

ii. Demand charge:

(1) A minimum charge of \$429.40 per month for the first thirty (30) kilowatts of billing demand; and,

(2) \$13.65 per kilowatt for between thirty one (31) kilowatts of billing demand and one hundred (100) kilowatts of billing demand used per month; and

(3) \$9.61 per kilowatt for all kilowatts of billing demand consumption in excess of 100 kilowatts of billing demand used per month.

iii. Energy charge:

(1) \$0.1353 per kwh used per month for consumption of up to one hundred fifty (150) hours' use of billing demand or up to the first five thousand (5,000) kwhs, whichever is greater; and

(2) \$0.0755 per kwh for all consumption in excess of five thousand (5,000) kwhs per month.

iv. Customer charge.

(1) Thirty-Five Dollars (\$35.00) per month shall be charged to each primary service account.

(B) Power Purchase Cost Adjustment.

i. The rates set forth in Section 7(A) above are subject to the Purchase Power Cost Adjustment set forth below.

SECTION 8. MUNICIPAL WASTEWATER TREATMENT SYSTEM RATES

(A) Municipal Wastewater Treatment System Rate Calculation.

i. The municipal wastewater treatment system rate referenced in Code §65-22 shall be based upon the sum of the demand charge and energy charge set forth in this Section 8 below.

ii. Demand charge:

(1) \$4.15 per kilowatt per month

iii. Energy charge:

(1) \$0.0344 per kwh per month for all consumption

SECTION 9. OUTDOOR LIGHTING SERVICE.

(A) Rates for each one hundred seventy five (175) watt (or approximately 8,000 lumens) lamp:

i. \$13.55 per month.

(B) Rate for each two hundred fifty (250) watt (or approximately 12,000 lumens) lamp:

i. \$16.78 per month.

(C) Rate for each four hundred (400) watt (or approximately 20,000 lumens) lamp:

i. \$20.66 per month.

SECTION 10. TRANSFORMER RENTAL RATES.

(A) Transformer Rental Service Rate.

i. \$0.1363 per kilovolt amperes ("kva") used per month per transformer.

(B) Polyphase Transformer Equipment Charge.

i. An additional equipment rental charge of Twenty-Seven Dollars (\$27.00) for each polyphase transformer provided by the Borough.

SECTION 11. HIGH-TENSION SERVICE RATES.

(A) High-Tension Service Rate Calculation.

i. The high-tension service rate shall be based upon the sum of: the demand charge; energy charge; and customer charge set forth in this Section 11, below; and, if applicable, the transformer rental rates set forth in Section 10(A) and (B) above.

ii. Demand charge:

(1) A minimum charge of \$12,870.00 per month for the first seven hundred fifty (750) kilowatts of billing demand used per month.

(2) \$17.16 per kilowatt for all kilowatts of billing demand per month consumed in excess of seven hundred fifty (750) kilowatts of billing demand.

- iii. Energy charge:
 - (1) \$0.0673 per kwh for all consumption per month.
- iv. Customer charge:
 - (1) One Hundred \$100.00 per month shall be charged to each

high-tension service account.

SECTION 12. FEE FOR RETESTING OF ELECTRIC METERS

- (A) The meter retesting fee referenced in Code §65-48 shall be as follows:
 - i. Five Dollars (\$5) per application per meter.

SECTION 13. ELECTRIC PERMIT OR CERTIFICATE OF APPROVAL FEE

- (A) The electric permit or certificate of approval fee referenced in Code §65-53 shall be as follows:
 - i. Fifty Dollars (\$50) for the first Three Thousand Dollars (\$3,000) of cost of electrical work or part thereof; and
 - ii. Fifteen Dollars (\$15) for each additional One Thousand Dollars of cost of electrical work or part thereof; and
 - iii. A Four Dollar (\$4) fee assessed per the Commonwealth of Pennsylvania.

SECTION 14. ADDITIONAL CHARGES FOR LATE PAYMENTS

- (A) Any customer who fails to pay in full for any electric service set forth in Chapter 65 of the Code within twenty (20) days of being billed for said electric service will be assessed a late fee of ten percent (10%) of the outstanding amount due.
- (B) Any customer who fails to pay in full fails to pay in full for any electric service set forth in Chapter 65 of the Code within thirty (30) days of being billed for said electric service will be assessed a delinquency fee of one and one quarter percent (1.25%) of the outstanding amount due on said thirtieth (30th) day and on the last day of each month thereafter in addition to the late charge set forth in Section 9(A) above.

SECTION 15. PURCHASE POWER COST ADJUSTMENT.

- (A) Each monthly bill for electric service set forth in Code Chapter 65 may also include a positive or negative Purchased Power Cost Adjustment (PPCA) Factor to reflect the changes in the actual purchased power cost.
- (B) The PPCA shall be applied to each kilowatt-hour (kwh) supplied under all rate schedules and shall be applied to all kilowatt-hours supplied during a billing month.
- (C) The PPCA shall be a factor of one (1) and, therefore, no adjustment will be made, unless otherwise deemed a *bona fide* necessity by the Lansdale Borough Council. In the event the Lansdale Borough Council determines that current market conditions require an adjustment to be made, the PPCA shall be determined to the nearest 0.01 mill in accordance with the formula: $A = (C - B) \times (D/E)$ where:
 - i. A = The amount of purchased power adjustment per kilowatt-hour to be applied to all bills;
 - ii. C = The total current cost of power purchased from the Borough's power suppliers determined by dividing the total cost of power, including all costs, by the kilowatt hours purchased during the first preceding calendar month prior to the billing date;
 - iii. B = Base purchased power cost as established and changed from time to time by resolution of the Lansdale Borough Council;
 - iv. D = Total kilowatt-hours purchased by the Borough from all power suppliers for the 12 preceding months;

v. E = Total kilowatt-hours sold by the Borough for the twelve (12) preceding calendar months

(D) The PPCA shall be computed as deemed necessary by the Lansdale Borough Council.

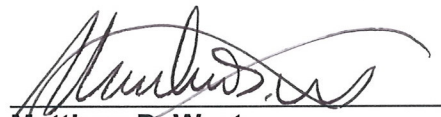
SECTION 16. VIOLATIONS AND PENALTIES.

(A) An person who violates a provision or fails to comply with any requirement of Code Chapter 65 or of any other applicable law, code or ordinance relating to the services provided under Code Chapter 65 shall be liable, upon conviction, to pay a fine of not less than Twenty-Five Dollars (\$25) nor more than One Thousand Dollars (\$1,000), plus costs of prosecution, and, in default of payment of such fine and costs, to imprisonment not exceeding thirty (30) days, for each and every day the violation exists, at the discretion of the District Justice, the Court of Common Pleas of Montgomery County, or any other Court having jurisdiction.

APPROVED at the public meeting of the Lansdale Borough Council held on June 16th, 2010.

LANSDALE BOROUGH COUNCIL

By:



Matthew D. West
Council President

Attest:



Timothea M. Kirchner,
Interim Borough Manager

APPROVED the 16th day of June, 2010.



G. Andrew Szekely
Mayor