

Sponsor: Councilman Johnson
First Reading: 07/16/12
Second Reading: 08/06/12
Third Reading: 08/20/12
Ord. No.: 008-12

**AN ORDINANCE TO AMEND CHAPTER 70 (“UTILITIES”), SECTION 70-177
 (“SERVICE CLASSIFICATION, EIR, INDUSTRIAL/PRIMARY RATE”)**

BE IT HEREBY ENACTED by the Town Council of the Town of Smyrna, a majority thereof concurring in council duly met, that Chapter 70 (“Utilities”), Section 70-177 (“Service classification, EIR, industrial/primary rate”) of the Town Code of the Town of Smyrna be and hereby is amended as follows:

Section 1. Amend Section 70-177 (“Service classification, EIR, industrial/primary rate”), by deleting the strikethrough and inserting the underscored in subsections (a), (c), (d), (f), (g), (h) and (i) as follows:

- (a) *Availability.* This rate is available to industrial customers, to primary customers and to transmission customers. All provisions of this rate are the same as the principal service rate with the following exceptions:
 - Existing and New customers:* Open to existing and new industrial customers taking service where the new load results in 100 kw or more of billing demand and; 25 new full time jobs, or more than \$1.0M of increased tax base for the Town of Smyrna.
- (c) *Contract term.* Contract for service is required and contract terms will vary depending on the cost of service to the town.
- (d) *Monthly Rate.* Rates will be provided for by contract for service and will vary depending on the cost of service to the town. This rate may include time-of-day and/or off-peak rate billing provisions.
- (f) *Measured demand.* Measured demand will be non-coincident measured demand, or if provided for by the contract for service could be negotiated depending upon the customer’s peak demand coincident to town's peak demand.
- (g) *Power factor.* Measured demand will be provided for by contract for service and will vary depending on the type of service provided by the town.
- (h) *Billing demand.* Billing demand will be provided for by contract for service (see measured demand).
- (i) *Minimum charge.* Minimum charge will be provided for by contract for service and will vary depending on the type of service provided by the town.

SYNOPSIS

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This ordinance amends Chapter 70 (“Utilities”), Section 70-177 (“Service classification, EIR, industrial/primary rate”) to create an economic development incentive rate and to set criteria.

This will certify that this is a true and correct copy of the Ordinance duly adopted by the Town Council of the Town of Smyrna at its regular Council meeting on _____, 2012.

ATTEST:

Council Secretary

Mayor

This shall certify that the title and synopsis of this Ordinance was published in “The Smyrna/Clayton Sun Times” on _____, 2012 and posted at the Town Hall on _____, 2012.

So Certifies:

Town Clerk

This shall certify that the title, effective date and synopsis of this Ordinance was published in “The Smyrna/Clayton Sun Times” on _____, 2012 and posted at the Town Hall on _____, 2012.

So Certifies:

Town Manager