

ORDINANCE NO. 12-79

An Ordinance to amend Ordinance No. 30-78 which fixed and regulated the price that may be charged by Columbia Gas of Ohio, Inc., its successors and assigns, for gas to the Village of Spencer, Ohio and to its inhabitants, for the period from and after the effective date of that Ordinance and ending January 21, 1980; which was passed by the Council of the Village of Spencer, Ohio on the 27th day of December, 1978.

WHEREAS; Section 4905.302 of the Ohio Revised Code required the Public Utilities Commission of Ohio (Commission) to promulgate a uniform purchased gas adjustment clause to be included in the schedules of gas utilities subject to the jurisdiction of the Commission and;

WHEREAS; the Commission has adopted a gas cost recovery clause (GCR) and has designated it as Commission Rule 28 and;

WHEREAS; this Rule established investigative procedures and proceedings, including periodic reports, audits and hearings and;

WHEREAS; it is desirable that the purchased gas cost adjustment provisions of Ordinance No. 30-78 be made consistent with the provisions of new Commission Rule 28 and;

WHEREAS; this amendment to Ordinance No. 30-78 making it uniform with Commission Rule 28 does not alter or change the level of rates prescribed in said Ordinance,

THEREFORE, be it ordained by the Council of the Village of Spencer, Ohio:

SECTION 1:

That Ordinance No. 30-78 passed by the Council of the Village of Spencer, Ohio, on the 27th day of December, 1978 and establishing rates to be charged by Columbia Gas of Ohio, Inc. be amended by the addition of Subparagraph D to Section 1 of said Ordinance as follows:

"D. When Rule 28 of the Public Utilities Commission of Ohio becomes final, its provisions will be substituted for the above "purchased gas cost adjustment provisions" as specified in Subparagraphs A, B and C of this Section.

Prior to first billing pursuant to this Subparagraph, the Company shall file revised tariff sheets with the municipality and the Public Utilities Commission of Ohio reflecting the new base rates as required by Rule 28. The new base rates shall exclude gas costs, as computed pursuant to Rule 28, and Ohio Excise Tax, both of which, hereafter, shall be added to each customer's bill as separate items.

A transition from the "purchased gas cost adjustment provisions" to the "gas cost recovery provisions" of Rule 28 shall be accomplished in such a manner that the customers will receive all refunds and actual cost adjustments due to them at the time of transition."

In all other respects, the terms and provisions of Ordinance No. 30-78 remain in full force and effect.

SECTION II:

This Ordinance shall become effective at the earliest date allowed by law; provided, however, that this Ordinance shall have no force or effect whatsoever unless written acceptance of this Ordinance is filed by the Company with the Clerk of Council of the Village of Spencer, Ohio prior to the expiration of thirty (30) days from the date this Ordinance is passed.

PASSED:

September 26, 1979

Acting Ronald Voorhees
MAYOR

ATTEST:

Dolores M. Edger
CLERK