

ORDINANCE NO. 583

Fixing and regulating the price that may be charged by Columbia Gas of Ohio, Inc., its successors or assigns, for gas to the Village of Spencer, Ohio, and to its inhabitants, for the period from and after bills rendered October 1, 1983.

BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF SPENCER, OHIO:

SECTION 1: That from and after bills rendered October 1, 1983 and until August 1, 1984, the maximum price which Columbia Gas of Ohio, Inc. (Company), its successors or assigns, shall be permitted to charge for and the minimum price at which it or they shall be required to furnish gas to the Village of Spencer, Ohio (Municipality), and to its inhabitants, shall be and the same is hereby fixed for each individual consumer, as follows:

A "Customer Charge" of \$5.10, per meter per month, regardless of gas consumed, and 15.049¢ per 100 cubic feet, per meter per month, for all gas consumed.

A "Customer Charge" for each customer each month of Five Dollars and Ten Cents (\$5.10) shall be made. If service under this rate schedule is discontinued at the request of customer, the Company shall not be under any obligation to resume service to the same customer on the same premises until the customer has made payment of an amount equal to the "Customer Charge" for each month of the intervening period, but not to exceed twelve (12) months.

From and after bills rendered August 1, 1984 and until April 1, 1985, as follows:

A "Customer Charge" of \$5.10, per meter per month, regardless of gas consumed and 17.856¢ per 100 cubic feet, per meter per month, for all gas consumed.

A "Customer Charge" for each customer each month of Five Dollars and Ten Cents (\$5.10) shall be made. If service under this rate schedule is discontinued at the request of customer, the Company shall not be under any obligation to resume service to the same customer on the same premises until the customer has made payment of an amount equal to the "Customer Charge" for each month of the intervening period, but not to exceed twelve (12) months.

The above rates exclude gas costs. All bills rendered pursuant to this ordinance shall be adjusted to reflect the effect of the Ohio Gross Receipts Tax surcharge authorized by the Public Utilities Commission of Ohio, as long as that surcharge remains in effect, and are subject to decrease or increase in accordance with the "Gas Cost Recovery" Provisions of the Company's Rules and Regulations, on file with the Public Utilities Commission of Ohio.

SECTION 2: That it is expressly conditioned the service to be rendered by said Company, its successors or assigns, pursuant to this ordinance shall be primarily for domestic and commercial purposes and that service shall not be extended to other consumers of different classes until after all reasonable requirements for domestic and commercial purposes are fully met, and this provision shall be binding upon said Company, its successors or assigns, during each month of each year; but during any month or year, subject to the foregoing limitations and after compliance with the foregoing provisions, gas may be delivered to any other consumer and additional classes of consumers at such times and under such conditions and for such rates as may be agreed upon between the Company and such consumer or consumers.

SECTION 3: The terms and conditions of the service to be rendered shall conform with and be subject to the Rules and Regulations for furnishing gas service of the Company on file with and approved by the Public Utilities Commission of Ohio.

SECTION 4: That the gas furnished or delivered pursuant to the terms of this ordinance, by the said Company, shall have an average heating value of 1,000 British thermal units per cubic foot for any consecutive twelve (12) month period subject to a variance of not more than five percent (5%) upward or downward.

SECTION 5: That any ordinance or resolution, or part of an ordinance or resolution, inconsistent herewith, is, to the extent of such inconsistency, hereby repealed.

SECTION 6: That should any section or part of a section or provision of a section of this ordinance be declared void, the remainder of this ordinance shall not be affected thereby.

SECTION 7: This rate is the uniform rate negotiated for members of the Lake to River Gas Rate Consortium pursuant to Sections 4909.34 and 743.28, O.R.C.

SECTION 8: That, pursuant to Section 4909.43, O.R.C., Company may not file for an application for increased rates any sooner than October 1, 1984 for rates to become effective no sooner than July 1, 1985.

SECTION 9: That this ordinance shall become effective with bills rendered on and after October 1, 1983, 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:

July 27, 1983

PRESIDENT OF COUNCIL

ATTEST:

Ralph M. Why
CLERK

[Signature]
MAYOR