

ORDINANCE NO. 71 -81

By: 

Fixing and regulating the price that may be charged by Columbia Gas of Ohio, Inc., its successors or assigns, for gas to the City of Bexley, Ohio, and to its inhabitants, for the period of 1 (1) Years from and after the effective date of this ordinance.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BEXLEY, OHIO:

SECTION 1: That, for the period of One (1) Year from and after the effective date of this ordinance, the maximum price which Columbia Gas of Ohio, Inc., its successors or assigns, shall be permitted to charge for and, subject to Section 5 hereof, the minimum price at which it or they shall be required to furnish gas to the City of Bexley, Ohio (Municipality), and to its inhabitants, shall be and the same is hereby fixed for each individual consumer, as follows:

A "Customer Charge" of \$3.50, per meter per month, regardless of gas consumed and 6.615¢ per 100 cubic feet, per meter per month, for all gas consumed.

A "Customer Charge" for each customer each month of Three Dollars and Fifty Cents (\$3.50) 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 the expiration of the aforesaid One Year period and for a further period of One (1) Year thereafter, as follows:

A "Customer Charge" of \$3.62, per meter per month, regardless of gas consumed and 7.833¢ per 100 cubic feet, per meter per month, for all gas consumed.

A "Customer Charge" for each customer each month of Three Dollars and Sixty-two Cents (\$3.62) 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 the expiration of the aforesaid One Year period and for a further period of One (1) Year thereafter, as follows:~~

A "Customer Charge" of \$3.75, per meter per month, regardless of gas consumed and 9.090¢ per 100 cubic feet, per meter per month, for all gas consumed.

A "Customer Charge" for each customer each month of Three Dollars and Seventy-five Cents (\$3.75) 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.

*20¢ before*

From and after the expiration of the aforesaid One Year period and for a further period of One (1) Year thereafter, as follows:

A "Customer Charge" of \$3.88, per meter per month, regardless of gas consumed and 10.394¢ per 100 cubic feet, per meter per month, for all gas consumed.

A "Customer Charge" for each customer each month of Three Dollars and Eighty-eight Cents (\$3.88) 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 and Ohio Gross Receipts Tax. All bills rendered pursuant to this ordinance shall be adjusted to reflect the effect of the Ohio Gross Receipts Tax and are subject to decrease or increase in accordance with the 'Gas Cost Recovery' Provisions of the Company's Rules and Regulations, or the Public Utilities Commission of Ohio.

SECTION 2: That it is expressed that the service to be rendered by said Company, its successors or assigns, pursuant to this ordinance shall be primarily for residential and commercial purposes and that service shall not be extended to other consumers of different classes until 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 (5) percent upward or downward.

SECTION 5: The rates prescribed in Section 1 shall be decreased according to the rationale, findings of fact, or conclusions of law of the Opinion and Order of the Public Utilities Commission of Ohio in Case No.'s 80-777-GA-AIR and 80-1067-GA-CMR insofar as they pertain to: (1) cost of gas purchased; and (2) post-test year expense adjustments relating to labor, pensions and benefits, and taxes based thereon. Said decrease shall be made as of the effective date of said Opinion and Order and shall be subject to further adjustment based upon the final outcome of appeal(s) to the Supreme Court of Ohio and any further decisions of the Public Utilities Commission of Ohio on said issues in said cases.

SECTION 6: That any ordinance or resolution, or part of an ordinance or resolution, inconsistent herewith, is, to the extent of such inconsistency, hereby repealed.

SECTION 7: 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 8: That this ordinance shall become effective at the earliest date allowed by law, or upon the expiration of the current ordinance, whichever date is later; 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 City of Bexley, Ohio, prior to the expiration of thirty (30) days from the date this ordinance is passed.

PASSED:

August 4, 1981

*John H. Offenberg*  
PRESIDENT OF COUNCIL

ATTEST:  
*John H. Offenberg*  
CLERK

*Carl H. Madson*  
MAYOR