

OHIO GAS COMPANY

ORDINANCE RATES

Antwerp

Archbold

Bryan

Defiance

Delta

Edgerton

Edon

Fayette

Hicksville

Liberty Center

Lyons

Metamora

Montpelier

Napoleon

Paulding

Payne

Pioneer

Stryker

Swanton

Wauseon

West Unity

Whitehouse



# OHIO GAS COMPANY

200 WEST HIGH STREET • BRYAN, OHIO 43506 • PHONE 419-636-1117  
FAX 419-636-5454

RICHARD P. HALLETT  
Vice President

July 3, 1996

Ms. Janice A. Reeb  
Clerk of the Village of Antwerp  
Village Clerks Office  
City Building  
Antwerp OH 45813

Re: Ordinance No. 96-07

Dear Ms. Reeb:

In accordance with Section 4 of the above referenced Ordinance, please consider this letter the acceptance in writing by Ohio Gas Company of the above Ordinance.

I wish to thank you, Mayor Miller and the Council for your attention to this matter. We appreciate the fine relationship which we have had with your community.

Very truly yours,

OHIO GAS COMPANY

Richard P. Hallett  
Vice President

RPH/mks

ORDINANCE NO. 96-07

**AN ORDINANCE AUTHORIZING RATES, CHARGES AND OTHER SERVICE TERMS AND CONDITIONS FOR SERVICE PROVIDED BY OHIO GAS COMPANY IN THE VILLAGE OF ANTWERP, OHIO.**

**WHEREAS**, the services provided by gas or natural gas companies and the charges for such service are of great importance to the citizens of the Village of Antwerp, Ohio and have a direct effect upon opportunities to maintain and expand the local economy;

**WHEREAS**, the natural gas industry is going through a period of fundamental change promoted by increased emphasis upon the role of competition among energy forms and energy suppliers as a means of responding to the service needs of gas consumers at competitive prices;

**WHEREAS**, the Village recognizes that competition among and between energy suppliers can provide consumers with greater flexibility to determine the nature and scope of utility services they require and reduce the need for costly regulation otherwise required to stimulate the forces of competition upon utility service providers that have opportunities to exercise monopoly powers;

**WHEREAS**, the Village desires to preserve and protect its local economy by encouraging energy consumers and gas or natural gas companies to agree upon service terms, conditions and rates and charges as they deem appropriate under specific conditions and circumstances, subject to the terms of this Ordinance;

**WHEREAS**, the Village desires to provide Ohio Gas and consumers with the opportunity to effectuate mutually acceptable natural gas service arrangements in a prompt and expeditious fashion;

**NOW THEREFORE, BE IT ORDAINED**, By the Council of the Village of Antwerp, Ohio, the necessary percentage of all members elected thereto concurring:

**SECTION 1: DIRECT ASSIGNMENT OF COSTS**

From the effective date of this Ordinance Ohio Gas Company and its successors (hereinafter referred to as Gas Company) may segregate, allocate or directly assign costs to any consumer or group of consumers for purposes of establishing rates and charges for gas service provided that such rates and charges are acceptable to Gas Company and consumer or group of consumers, and

memorialized in the form of a memorandum which generally describes the nature of the arrangement for gas service. Said special arrangement may be of the type contemplated by §4905.31 of the Revised Code, but shall be implemented pursuant to and governed by this Ordinance.

**SECTION 2: MINIMUM BILLS AND VOLUMETRIC CHARGES FOR TRANSPORTATION SERVICES**

To the extent Gas Company and the consumer or group of consumers so agree, the special arrangements contemplated by Section 1 of this Ordinance may include a minimum bill or charge sufficient to provide compensation for the relevant fixed costs and a volumetric or throughput charge which shall not exceed the non gas cost-related expenses of Gas Company associated with sales service to customers receiving service under substantially the same circumstances and conditions and shall not be less than the short run variable operating and maintenance expense unique to the service plus some contribution to Gas Company's fixed costs. Costs for purposes of this Ordinance shall be identified and determined in accordance with generally acceptable accounting procedures and the applicable sections of the Uniform System of Accounts adopted by the PUCO for utilities within the same class as Gas Company. Rates and charges specified in such special arrangements shall recognize the extent to which, if any, the customer has advanced funds, owns facilities or has otherwise paid for plant equipment or facilities utilized, in whole or part, to provide utility service or services to the customer. Nothing in this Section 2 of this Ordinance shall preclude Gas Company and a consumer or group of consumers from entering into any other type of special arrangement which the parties determine to be mutually advantageous or beneficial.

**SECTION 3: EFFECTIVE DATE AND INCORPORATION BY REFERENCE**

To the extent Gas Company and a consumer or group of consumers enter into a special arrangement contemplated by this Ordinance, such special arrangement shall be effective when executed or at such time as the parties otherwise agree, provided the memorandum generally describing the special arrangement is filed with the Clerk of Council within thirty (30) days of such effective date. Upon filing with the Clerk of Council, such special arrangement shall be deemed incorporated in this Ordinance, shall be designated as a Special Arrangement Schedule for the purpose of establishing rates, charges and the terms and conditions for the utility service as between Gas Company and the consumer or group of consumers, and shall be filed with this Ordinance as part of the Village records.

**SECTION 4: EFFECT OF ACCEPTANCE OF THIS ORDINANCE**

Gas Company may accept this Ordinance by notifying the Clerk of Council, and any other representatives of the Village that must otherwise receive such notice by law, in writing, that Gas Company agrees to the provisions of this Ordinance. By accepting this Ordinance, Gas Company shall, absent emergency circumstances, waive any right it may otherwise possess to apply to the Public Utilities Commission of Ohio (hereinafter referred to as the PUCO) to establish or to change any rates, charges or service terms and conditions applicable to a consumer's service which is already the subject of a special arrangement entered into pursuant to this Ordinance unless the Gas Company provides written notice to the City and any affected special arrangement consumer of its intent to file such an application with the PUCO and a detailed description of the changes it intends to seek no later than thirty (30) days prior to filing the application with the Commission.

**SECTION 5: SCOPE OF SERVICES**

Special arrangements entered into and implemented pursuant to this Ordinance may include firm and interruptible transportation services, gas procurement and brokering services, balancing services, performance of pipeline safety requirements, storage services, standby, back-up or supplemental energy services and such other services or financial devices and arrangements as the parties determine to be reasonable subject to the terms and conditions of this Ordinance.

**SECTION 6: EFFECTIVE DATE**

This Ordinance shall be effective on the earliest date provided by law and until repealed by Village.

*D. Louise Miller*  
Mayor

PASSED: *June 10, 1996*

ATTEST: *James R. Reeb*  
Clerk



# OHIO GAS COMPANY

200 WEST HIGH STREET • BRYAN, OHIO 43506 • PHONE 419-636-1117

J. L. TUTTLE  
President  
Chief Executive Officer

April 2, 1996

Mr. Joseph P. Duff  
Village Administrator  
Village of Archbold  
P.O. Box 406  
Archbold, Ohio 43502

Re: Ordinance No. 96-09

Dear Mr. Duff:

In accordance with Section 4 of the above referenced Ordinance, please consider this letter the acceptance in writing by Ohio Gas Company of the above Ordinance.

I wish to thank you, Mayor Rychener and the Council for your attention to this matter. We appreciate the fine relationship which we have had with your community.

Very truly yours,

OHIO GAS COMPANY

J. L. Tuttle  
President

JLT/mks

ORDINANCE NO. 96-09

AN ORDINANCE AUTHORIZING RATES, CHARGES  
AND OTHER SERVICE TERMS AND CONDITIONS  
FOR SERVICE PROVIDED BY OHIO GAS COMPANY  
IN THE VILLAGE of ARCHBOLD, OHIO.

WHEREAS, the services provided by gas or natural gas companies and the charges for such service are of great importance to the citizens of the Village of Archbold, Ohio and have a direct effect upon opportunities to maintain and expand the local economy;

WHEREAS, the natural gas industry is going through a period of fundamental change promoted by increased emphasis upon the role of competition among energy forms and energy suppliers as a means of responding to the service needs of gas consumers at competitive prices;

WHEREAS, the Village recognizes that competition among and between energy suppliers can provide consumers with greater flexibility to determine the nature and scope of utility services they require and reduce the need for costly regulation otherwise required to stimulate the forces of competition upon utility service providers that have opportunities to exercise monopoly powers;

WHEREAS, the Village desires to preserve and protect its local economy by encouraging energy consumers and gas or natural gas companies to agree upon service terms, conditions and rates and charges as they deem appropriate under specific conditions and circumstances, subject to the terms of this Ordinance;

WHEREAS, the Village desires to provide Ohio Gas and consumers with the opportunity to effectuate mutually acceptable natural gas service arrangements in a prompt and expeditious fashion;

NOW THEREFORE, BE IT ORDAINED, By the Council of the Village of Archbold, Ohio, the necessary percentage of all members elected thereto concurring:

**SECTION 1: DIRECT ASSIGNMENT OF COSTS**

From the effective date of this Ordinance Ohio Gas Company and its successors (hereinafter referred to as Gas Company) may segregate, allocate or directly assign costs to any consumer or group of consumers for purposes of establishing rates and charges for gas service provided that such rates and charges are acceptable to Gas Company and consumer or group of consumers, and memorialized in the form of a memorandum which generally describes the nature of the arrangement for gas service. Said special arrangement may be of the type contemplated by Sec. 4905.31, Revised Code, but shall be implemented pursuant to and governed by this Ordinance.

**SECTION 2: MINIMUM BILLS AND VOLUMETRIC CHARGES FOR TRANSPORTATION SERVICES**

To the extent Gas Company and the consumer or group of consumers so agree, the special arrangements contemplated by Section 1 of this Ordinance may include a minimum bill or charge sufficient to provide compensation for the relevant fixed costs and a volumetric or throughput charge which shall not exceed the non gas cost-related expenses of Gas Company associated with sales service to customers receiving service under substantially the same circumstances and conditions and shall not be less than the short run variable operating and maintenance expense unique to the

ORDINANCE NO. 96-09

AN ORDINANCE AUTHORIZING RATES, CHARGES  
AND OTHER SERVICE TERMS AND CONDITIONS  
FOR SERVICE PROVIDED BY OHIO GAS COMPANY  
IN THE VILLAGE of ARCHBOLD, OHIO.

WHEREAS, the services provided by gas or natural gas companies and the charges for such service are of great importance to the citizens of the Village of Archbold, Ohio and have a direct effect upon opportunities to maintain and expand the local economy;

WHEREAS, the natural gas industry is going through a period of fundamental change promoted by increased emphasis upon the role of competition among energy forms and energy suppliers as a means of responding to the service needs of gas consumers at competitive prices;

WHEREAS, the Village recognizes that competition among and between energy suppliers can provide consumers with greater flexibility to determine the nature and scope of utility services they require and reduce the need for costly regulation otherwise required to stimulate the forces of competition upon utility service providers that have opportunities to exercise monopoly powers;

WHEREAS, the Village desires to preserve and protect its local economy by encouraging energy consumers and gas or natural gas companies to agree upon service terms, conditions and rates and charges as they deem appropriate under specific conditions and circumstances, subject to the terms of this Ordinance;

WHEREAS, the Village desires to provide Ohio Gas and consumers with the opportunity to effectuate mutually acceptable natural gas service arrangements in a prompt and expeditious fashion;

NOW THEREFORE, BE IT ORDAINED, By the Council of the Village of Archbold, Ohio, the necessary percentage of all members elected thereto concurring:

**SECTION 1: DIRECT ASSIGNMENT OF COSTS**

From the effective date of this Ordinance Ohio Gas Company and its successors (hereinafter referred to as Gas Company) may segregate, allocate or directly assign costs to any consumer or group of consumers for purposes of establishing rates and charges for gas service provided that such rates and charges are acceptable to Gas Company and consumer or group of consumers, and memorialized in the form of a memorandum which generally describes the nature of the arrangement for gas service. Said special arrangement may be of the type contemplated by Sec. 4905.31, Revised Code, but shall be implemented pursuant to and governed by this Ordinance.

**SECTION 2: MINIMUM BILLS AND VOLUMETRIC CHARGES FOR TRANSPORTATION SERVICES**

To the extent Gas Company and the consumer or group of consumers so agree, the special arrangements contemplated by Section 1 of this Ordinance may include a minimum bill or charge sufficient to provide compensation for the relevant fixed costs and a volumetric or throughput charge which shall not exceed the non gas cost-related expenses of Gas Company associated with sales service to customers receiving service under substantially the same circumstances and conditions and shall not be less than the short run variable operating and maintenance expense unique to the



# OHIO GAS COMPANY

200 WEST HIGH STREET • BRYAN, OHIO 43506 • PHONE 419-636-1117  
FAX 419-636-5454

RICHARD P. HALLETT  
Vice President

November 26, 1996

Ms. Debra Follett  
Bryan City Clerk  
City Clerks Office  
103 N. Beech St.  
Bryan, Ohio 43506

Dear Ms. Follett:

Re: Ordinance No. 9-1996

In accordance with Section 4 of the above referenced Ordinance, please consider this letter the acceptance in writing by Ohio Gas Company of the above Ordinance.

I wish to thank you, Mayor Runkle, and the Council for your attention to this matter. We appreciate the fine relationship which we have had with your community.

Very truly yours,

OHIO GAS COMPANY

Richard P. Hallett  
Vice President

RPH/mks

Revised Code, but shall be implemented pursuant to and governed by this Ordinance.

**SECTION 2:       MINIMUM BILLS AND VOLUMETRIC CHARGES FOR  
TRANSPORTATION SERVICES**

To the extent Gas Company and the consumer or group of consumers so agree, the special arrangements contemplated by Section 1 of this Ordinance may include a minimum bill or charge sufficient to provide compensation for the relevant fixed costs and a volumetric or throughput charge which shall not exceed the non gas cost-related expenses of Gas Company associated with sales service to customers receiving service under substantially the same circumstances and conditions and shall not be less than the short run variable operating and maintenance expense unique to the service plus some contribution to Gas Company's fixed costs. Costs for purposes of this Ordinance shall be identified and determined in accordance with generally acceptable accounting procedures and the applicable sections of the Uniform System of Accounts adopted by the PUCO for utilities within the same class as Gas Company. Rates and charges specified in such special arrangements shall recognize the extent to which, if any, the customer has advanced funds, owns facilities or has otherwise paid for plant equipment or facilities utilized, in whole or part, to provide utility service or services to the customer. Nothing in this Section 2 of this Ordinance shall preclude Gas Company and a consumer or group of consumers from entering into any other type of special arrangement which the parties determine to be mutually advantageous or beneficial.

**SECTION 3:       EFFECTIVE DATE AND INCORPORATION BY REFERENCE**

To the extent Gas Company and a consumer or group of consumers enter into a special arrangement contemplated by this Ordinance, such special arrangement shall be effective when executed or at such time as the parties otherwise agree, provided the memorandum generally describing the special arrangement is filed with the Clerk of Council within thirty (30) days of such effective date. Upon filing with the Clerk of Council, such special arrangement shall be deemed incorporated in this Ordinance, shall be designated as a Special Arrangement Schedule for the purpose of establishing rates, charges and the terms and conditions for the utility service as between Gas Company and the consumer or group of consumers, and shall be filed with this Ordinance as part of the Village records.

**SECTION 4:       EFFECT OF ACCEPTANCE OF THIS ORDINANCE**

Gas Company may accept this Ordinance by notifying the Clerk of Council, and any other representatives of the City that must otherwise receive such notice by law, in writing, that Gas Company agrees to the provisions of this Ordinance. By accepting this

Ord 9-96

Ordinance, Gas Company shall, absent emergency circumstances, waive any right it may otherwise possess to apply to the Public Utilities Commission of Ohio (hereinafter referred to as the PUCO) to establish or to change any rates, charges or service terms and conditions applicable to a consumer's service which is already the subject of a special arrangement entered into pursuant to this Ordinance unless the Gas Company provides written notice to the City and any affected special arrangement consumer of its intent to file such an application with the PUCO and a detailed description of the changes it intends to seek no later than thirty (30) days prior to filing the application with the Commission.

**SECTION 5: SCOPE OF SERVICES**

Special arrangements entered into and implemented pursuant to this Ordinance may include firm and interruptible transportation services, gas procurement and brokering services, balancing services, performance of pipeline safety requirements, storage services, standby, back-up or supplemental energy services and such other services or financial devices and arrangements as the parties determine to be reasonable subject to the terms and conditions of this Ordinance.

**SECTION 6: EFFECTIVE DATE**

This Ordinance shall be effective on the earliest date provided by law and until repealed by City.

Lois P. Clarke  
PRESIDENT OF COUNCIL

William C. Runkle  
Mayor

PASSED: March 18, 1996

ATTEST: Robert S. Hoffman  
Clerk

FIRST READING 2-19-96  
SECOND READING 3-4-96  
THIRD READING 3-18-96



# OHIO GAS COMPANY

200 WEST HIGH STREET · BRYAN, OHIO 43506 · PHONE 419-636-1117  
FAX 419-636-5454

RICHARD P. HALLETT  
Vice President

September 17, 1996

Ms. Michele Stafford  
City Clerk  
City of Defiance  
324 Perry St.  
Defiance, Ohio 43512

Dear Ms. Stafford:

Re: Ordinance No. 5787

In accordance with Section 6 of the above referenced Ordinance, please consider this letter the acceptance in writing by Ohio Gas Company of the above Ordinance.

I wish to thank you, Mayor Kissner, Mr. Williams and the Council for your attention to this matter. We appreciate the fine relationship which we have had with your community.

Very truly yours,

OHIO GAS COMPANY

Richard P. Hallett  
Vice President

RPH/mks

Ordinance No. 5787

AN ORDINANCE AUTHORIZING RATES,  
CHARGES AND OTHER SERVICE  
TERMS AND CONDITIONS FOR  
SERVICE PROVIDED BY OHIO GAS  
COMPANY IN THE CITY OF  
DEFIANCE, OHIO

**Whereas**, the services provided by gas or natural gas companies and the charges for such services are of great importance to the citizens of the City of Defiance and have a direct effect upon opportunities to maintain and expand the local economy; and,

**Whereas**, the natural gas industry is going through a period of fundamental change promoted by increased emphasis on the role of competition among energy forms and energy suppliers; and,

**Whereas**, the City recognizes that competition among and between energy suppliers can provide consumers with greater flexibility to determine the nature and scope of the utility services they require and reduce the need for costly regulation of utility service providers that have opportunities to exercise monopoly powers; and,

**Whereas**, the City desires to preserve and protect the local economy by encouraging energy consumers and gas or natural gas companies to agree upon service terms, conditions, rates and charges as they deem appropriate, subject to the terms of this Ordinance; and,

**Whereas**, the City desires to provide The Ohio Gas Company and consumers utilizing the services of The Ohio Gas Company with the opportunity to effectuate mutually acceptable natural gas service arrangements in a prompt and expeditious fashion;

**Now Therefore, be it enacted by the Council of the Municipality of Defiance that:**

**Section 1: DIRECT ASSIGNMENT OF COSTS**

The Ohio Gas Company, its successors and assigns, (hereinafter referred to as Gas Company) may segregate, allocate or directly assign costs to any consumer or group of consumers within the municipality for the purpose of establishing rates and charges for gas service provided or promised to such consumer(s) pursuant to a contractual arrangement of any type contemplated by Revised Code Sec. 4905.31. All agreements authorized by this Ordinance shall be implemented and governed by this Ordinance.

**Section 2 SCOPE OF SERVICES**

Special arrangements authorized by this Ordinance may include firm and interruptible transportation services, gas procurement and brokering services, balancing services, performance of pipeline safety requirements, storage services, standby, back-up or supplemental energy services and such other services or financial devices and arrangements as the parties

to the arrangement determine to be less than the subject to be...  
terms and conditions of the arrangement.

**Section 3: MINIMUM BILLS VOLUMETRIC TRANSPORT CHARGES**  
To the extent the Gas Company and the consumer or group of consumers  
so agree, a contractual arrangement authorized by this Ordinance shall  
provide for a minimum bill and a volumetric or throughput charge which shall  
not exceed the net gas cost-related expenses of Gas Company  
associated with sales service to customers receiving service under  
substantially the same circumstances and conditions and shall not be less  
than the short run variable operating and maintenance expenses unique to  
the service plus some contribution to Gas Company's fixed costs. For  
purposes of this Ordinance, costs shall be identified and determined  
in accordance with generally acceptable accounting procedures and the  
applicable sections of the Uniform System of Accounts adopted by the  
Public Utilities Commission of Ohio for utilities within the same class as  
Gas Company. Rates and charges specified in contractual arrangements  
shall recognize the extent to which, if any, the customer has advanced  
funds, owns facilities or has otherwise paid for plant equipment or facilities  
utilized in whole or part to provide utility service or services to the  
customer. This Section shall not be construed to preclude the Gas  
Company and a consumer or group of consumers from entering into any  
other type of arrangement contemplated by Revised Code Section 4905.02  
pursuant to the authority of Section 1 of this Ordinance.

**Section 4: ARRANGEMENTS MUST NOT BE DISCRIMINATORY**  
Notwithstanding any other provision of this Ordinance, no arrangement  
authorized pursuant to this Ordinance shall provide an undue  
preference or advantage to any person or corporation  
discriminate against any person, firm or corporation.

**Section 5: DATE OF AGREEMENTS - FILING REQUIREMENT -  
INCORPORATION OF AGREEMENTS BY REFERENCE**  
Contractual arrangements authorized by this Ordinance shall be entered into  
when executed or at such other time as the parties agree, provided that a  
memorandum, generally describing the contractual arrangement, shall be  
filed with the City Finance Director within thirty (30) days of such effective date.  
Upon filing with the City Finance Director, the contractual memorandum shall  
be designated as a Special Arrangement Schedule for the Purpose of  
Establishing Rates, Charges and Terms and Conditions of Utility  
Service between Gas Company and the affected consumer or group  
of consumers. Once filed, such memoranda shall be deemed incorporated  
into this Ordinance. All memoranda filed with the City Finance Director shall be  
open to public inspection as part of records of the City.

**Section 6: EFFECT OF ACCEPTANCE OF THIS ORDINANCE**  
No contractual arrangements are authorized by this Ordinance until the  
City Finance Director, on behalf of itself, its successors and assigns, accepts the terms of this Ordinance in writing filed with the  
City Finance Director. The acceptance shall specifically state that the  
Gas Company agrees to all the provisions of this Ordinance and to  
conduct all operations affected by this Ordinance in conformity with the  
requirements of this Ordinance. By accepting this Ordinance, the  
Gas Company shall, absent emergency circumstances, waive any right  
otherwise possess to apply to the Public Utilities Commission of Ohio to  
establish or to change any rate, charge or other term or condition of  
service applicable to a consumer or group of consumers to whom service  
has been extended or promised pursuant to a contractual arrangement  
authorized by this Ordinance unless the Gas Company first provides  
written notice to the City and all affected consumers of its intent to file such  
an application with the PUCO. Required notices shall be served on



ordinary U.S. mail deposited with the U.S. Postal Service no later than thirty (30) days prior to the filing of the proposed application with the Commission and shall include a detailed description of all changes to the arrangement sought by Gas Company

**Section 7:** It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were taken in open meetings of this Council and that all deliberations that resulted in such formal action being taken, including any and all deliberations conducted by Committees of the Council, were conducted in meetings open to the public or in Executive Session duly convened in compliance with law

**Section 8:** This Ordinance shall be in full force and effect from and after the earliest date permitted by law

  
\_\_\_\_\_  
President of Council

Passed September 3 1996

Attest. Michelle K. Hoff Clerk

Approved September 4 1996

by Rita A. Kissener Mayor





# OHIO GAS COMPANY

200 WEST HIGH STREET · BRYAN, OHIO 43506 · PHONE 419-636-1117  
FAX 419-636-5454

RICHARD P. HALLETT  
Vice President

November 19, 1996

Ms. Valerie J. Edwards  
Clerk-Treasurer of the Village of Delta  
401 Main Street  
Delta, Ohio 43515

Dear Ms. Edwards:

Re: Ordinance No. 96-22

In accordance with Section 4 of the above referenced Ordinance, please consider this letter the acceptance in writing by Ohio Gas Company of the above Ordinance.

I wish to thank you, Mayor Clair, Mr. Baker and the Council for your attention to this matter. We appreciate the fine relationship which we have had with your community.

Very truly yours,

OHIO GAS COMPANY

Richard P. Hallett  
Vice President

RPH/mks

# RECORD OF ORDINANCES

Dayton Legal Blank Co

Form No 30043

Ordinance No. 96-22

Passed OCTOBER 21 19 96

under substantially the same circumstances and conditions and shall not be less than the short run variable operating and maintenance expense unique to the service plus some contribution to Gas Company's fixed costs. Costs for purposes of this Ordinance shall be identified and determined in accordance with generally acceptable accounting procedures and the applicable sections of the Uniform System of Accounts adopted by the PUCO for utilities within the same class as Gas Company. Rates and charges specified in such special arrangements shall recognize the extent to which, if any, the customer has advanced funds, owns facilities or has otherwise paid for plant equipment or facilities utilized, in whole or part, to provide utility service or services to the customer. Nothing in this Section 2 of this Ordinance shall preclude Gas Company and a consumer or group of consumers from entering into any other type of special arrangement which the parties determine to be mutually advantageous or beneficial.

Section 3. Effective date and incorporation by reference

To the extent Gas Company and a consumer or group of consumers enter into a special arrangement contemplated by this Ordinance, such special arrangement shall be effective when executed or at such time as the parties otherwise agree, provided the memorandum generally describing the special arrangement is filed with the Clerk of Council within thirty (30) days of such effective date. Upon filing with the Clerk of Council, such special arrangement shall be deemed incorporated in this Ordinance, shall be designated as a Special Arrangement Schedule for the purpose of establishing rates, charges and the terms and conditions for the utility service as between Gas Company and the consumer or group of consumers, and shall be filed with this Ordinance as part of the Village records.

Section 4. Effect of acceptance of this ordinance

Gas Company may accept this Ordinance by notifying the Clerk of Council, and any other representatives of the Village that must otherwise receive such notice by law, in writing, that Gas Company agrees to the provisions of this Ordinance. By accepting this Ordinance, Gas Company shall, absent emergency circumstances, waive any right it may otherwise possess to apply to the Public Utilities Commission of Ohio \*hereinafter referred to as the PUCO) to establish or to change any rates, charges or service terms and conditions applicable to a consumer's service which is already the subject of a special arrangement entered into pursuant to this Ordinance unless the Gas Company provides written notice to the Village and any affected special arrangement consumer of its intent to file such an application with the PUCO and a detailed description of the changes it intends to seek no later than thirty (30) days prior to filing the application with the Commission.

Section 5. Scope of services

Special arrangements entered into and implemented pursuant to this Ordinance may include firm and interruptible transportation services, gas procurement and brokering services, balancing services, performance of pipeline safety requirements, storage services, standby, back-up or supplemental energy services and such other services or financial devices and arrangements as the parties determine to be reasonable subject to the terms and conditions of this



# RECORD OF ORDINANCES

Dayton Legal Blank Co

Form No 30043

Ordinance No. 96-22

Passed OCTOBER 21 1996

Ordinance.

Section 6. Effective date

This Ordinance shall be effective on the earliest date provided by law and until repealed by the Village.

Passed this 21st day of October A. D., 1996.

*Leoine A. Clair*  
MAYOR

ATTEST: *Maria J. Edwards*  
CLERK-TREASURER

### CLERK'S CERTIFICATION

I, *Valerie J. Edwards*, CLERK-TREASURER  
OF THE VILLAGE OF DELTA, OHIO, HEREBY CERTIFY  
THAT THIS DOCUMENT IS A TRUE AND CORRECT COPY.

*Valerie J. Edwards*  
CLERK-TREASURER

Ordinance No. 654 Passed April 8, 1996

**ORDINANCE AUTHORIZING RATES, CHARGES  
AND OTHER SERVICE TERMS AND CONDITIONS  
FOR SERVICE PROVIDED BY OHIO GAS COMPANY  
IN THE VILLAGE OF EDGERTON, OHIO**

WHEREAS, the services provided by gas or natural gas companies and the charges for such service are of great importance to the citizens of the Village of Edgerton, Ohio and have a direct effect upon opportunities to maintain and expand the local economy;

WHEREAS, the natural gas industry is going through a period of fundamental change promoted by increased emphasis upon the role of competition among energy firms and energy suppliers as a means of responding to the service needs of gas consumers at competitive prices;

WHEREAS, the Village recognizes that competition among and between energy suppliers can provide consumers with greater flexibility to determine the nature and scope of utility services they require and reduce the need for costly regulation otherwise required to stimulate the forces of competition upon utility service providers that have opportunities to exercise monopoly powers;

WHEREAS, the Village desires to preserve and protect its local economy by encouraging energy consumers and gas or natural gas companies to agree upon service terms, conditions and rates and charges as they deem appropriate under specific conditions and circumstances, subject to the terms of this Ordinance;

WHEREAS, the Village desires to provide Ohio Gas and consumers with the opportunity to effectuate mutually acceptable natural gas service arrangements in a prompt and expeditious fashion;

NOW THEREFORE, BE IT ORDAINED, By the Council of the Village of Edgerton, Ohio, the necessary percentage of all members elected thereto concurring:

**SECTION 1: DIRECT ASSIGNMENT OF COSTS**

From the effective date of this Ordinance Ohio Gas Company and its successors (hereinafter referred to as Gas Company) may segregate, allocate or directly assign costs to any individual or group of consumers for purposes of establishing rates and charges for gas service provided that such rates and charges are acceptable to Gas Company and consumer or group of consumers, and memorialized in the form of a memorandum which generally describes the nature of the arrangement for gas service. Said special arrangement may be of the type contemplated by Sec. 4905.31, Revised Code, but shall be implemented pursuant to and governed by this Ordinance.

**SECTION 2: MINIMUM BILLS AND VOLUMETRIC CHARGES FOR  
TRANSPORTATION SERVICES**

To the extent Gas Company and the consumer or group of consumers so agree, the special arrangements contemplated by Section 1 of this Ordinance may include a minimum bill or charge sufficient to provide compensation for the relevant fixed costs and a volumetric or throughput charge which shall not exceed the non gas cost related expenses of Gas Company associated with sales service to customers receiving service under substantially the same circumstances and conditions and shall not be less than the short run variable operating and maintenance expense unique to the service plus some contribution to Gas Company's fixed costs. Costs for purposes of this Ordinance shall be identified and determined in accordance with generally acceptable accounting procedures and the applicable sections of the Uniform System of Accounts adopted by the FPCD for utilities within the same class

Ordinance No. 654 (continued) Passed April 8, 1996

arrangements shall recognize the extent to which, if any, the customer has advance funds, owns facilities utilized, in who or part, to provide utility service or services to the customer. Nothing in this Section 2 of this Ordinance shall preclude Gas Company and a consumer or group of consumers from entering into any other type of special arrangement which the parties determine to be mutually advantageous or beneficial.

**SECTION 3: EFFECTIVE DATE AND INCORPORATION BY REFERENCE**

To the extent Gas Company and a consumer or group of consumers enter into a special arrangement contemplated by this Ordinance, such special arrangement shall be effective when executed or at such time as the parties otherwise agree, provided the memorandum generally describing the special arrangement is filed with the Clerk of Council within thirty (30) days of such effective date. Upon filing with the Clerk of Council, such special arrangement shall be deemed incorporated in this Ordinance, shall be designated as a Special Arrangement Schedule for the purpose of establishing rates, charges and the terms and conditions for the utility service as between Gas Company and the consumer or group of consumers, and shall be filed with this Ordinance as part of the Village records.

**SECTION 4: EFFECT OF ACCEPTANCE OF THIS ORDINANCE**

Gas Company may accept this Ordinance by notifying the Clerk of Council, and any other representatives of the Village that must otherwise receive such notice by law, in writing, that Gas Company agrees to the provisions of this Ordinance. By accepting this Ordinance, Gas Company shall, absent emergency circumstances, waive any right it may otherwise possess to apply to the Public Utilities Commission of Ohio (hereinafter referred to as the PUCO) to establish or to change any rates, charges or service terms and conditions applicable to a consumer's service which is already the subject of a special arrangement entered into pursuant to this Ordinance unless the Gas Company provides written notice to the City and any affected special arrangement consumer of its intent to file such an application with the PUCO and a detailed description of the changes it intends to seek no later than thirty (30) days prior to filing the application with the Commission.

**SECTION 5: SCOPE OF SERVICES**

Special arrangements entered into and implemented pursuant to this Ordinance may include firm and interruptible transportation services, gas procurement and brokering services, balancing services, performance of pipeline safety requirements, storage services, standby, back-up or supplemental energy services and such other services or financial devices and arrangements as the parties determine to be reasonable subject to the terms and conditions of this Ordinance.

**SECTION 6: EFFECTIVE DATE**

This Ordinance shall be effective on the earliest date provided by law and until repealed by Village.

*D.M. Johnston*  
Mayor

PASSED: April 8, 1996  
ATTEST: *Laura S. Kutz*  
Clerk



# OHIO GAS COMPANY

200 WEST HIGH STREET • BRYAN, OHIO 43508 • PHONE 419-636-1117  
FAX 419-636-5454

RICHARD P. HALLETT  
Vice President

November 25, 1996

Ms. Heidi Bidwell  
Clerk-Treasurer of the Village of Edon  
Village Offices  
108 E. Indiana  
Edon, Ohio 43518

Dear Ms. Bidwell:

Re: Ordinance No. 5-96

In accordance with Section 4 of the above referenced Ordinance, please consider this letter the acceptance in writing by Ohio Gas Company of the above Ordinance.

I wish to thank you, Mayor Steffes, and the Council for your attention to this matter. We appreciate the fine relationship which we have had with your community.

Very truly yours,

OHIO GAS COMPANY

Richard P. Hallett  
Vice President

RPH/mks

ORDINANCE NO. 5-96

AN ORDINANCE AUTHORIZING RATES, CHARGES AND OTHER SERVICE TERMS AND CONDITIONS FOR SERVICE PROVIDED BY OHIO GAS COMPANY IN THE VILLAGE OF EDON, OHIO.

WHEREAS, the services provided by gas or natural gas companies and the charges for such service are of great importance to the citizens of the Village of Edon, Ohio and have a direct effect upon opportunities to maintain and expand the local economy;

WHEREAS, the natural gas industry is going through a period of fundamental change promoted by increased emphasis upon the role of competition among energy forms and energy suppliers as a means of responding to the service needs of gas consumers at competitive prices;

WHEREAS, the Village recognizes that competition among and between energy suppliers can provide consumers with greater flexibility to determine the nature and scope of utility services they require and reduce the need for costly regulation otherwise required to stimulate the forces of competition upon utility service providers that have opportunities to exercise monopoly powers;

WHEREAS, the Village desires to preserve and protect its local economy by encouraging energy consumers and gas or natural gas companies to agree upon service terms, conditions and rates and charges as they deem appropriate under specific conditions and circumstances, subject to the terms of this Ordinance;

WHEREAS, the Village desires to provide Ohio Gas and consumers with the opportunity to effectuate mutually acceptable natural gas service arrangements in a prompt and expeditious fashion;

NOW THEREFORE, BE IT ORDAINED, By the Council of the Village of Edon, Ohio, the necessary percentage of all members elected thereto concurring:

SECTION 1: DIRECT ASSIGNMENT OF COSTS

From the effective date of this Ordinance Ohio Gas Company and its successors (hereinafter referred to as Gas Company) may segregate, allocate or directly assign costs to any consumer or group of consumers for purposes of establishing rates and charges for gas service provided that such rates and charges are acceptable to Gas Company and consumer or group of consumers, and

memorialized in the form of a memorandum which generally describes the nature of the arrangement for gas service. Said special arrangement may be of the type contemplated by §4905.31 of the Revised Code, but shall be implemented pursuant to and governed by this Ordinance.

## SECTION 2: MINIMUM BILLS AND VOLUMETRIC CHARGES FOR TRANSPORTATION SERVICES

To the extent Gas Company and the consumer or group of consumers so agree, the special arrangements contemplated by Section 1 of this Ordinance may include a minimum bill or charge sufficient to provide compensation for the relevant fixed costs and a volumetric or throughput charge which shall not exceed the non gas cost-related expenses of Gas Company associated with sales service to customers receiving service under substantially the same circumstances and conditions and shall not be less than the short run variable operating and maintenance expense unique to the service plus some contribution to Gas Company's fixed costs. Costs for purposes of this Ordinance shall be identified and determined in accordance with generally acceptable accounting procedures and the applicable sections of the Uniform System of Accounts adopted by the PUCO for utilities within the same class as Gas Company. Rates and charges specified in such special arrangements shall recognize the extent to which, if any, the customer has advanced funds, owns facilities or has otherwise paid for plant equipment or facilities utilized, in whole or part, to provide utility service or services to the customer. Nothing in this Section 2 of this Ordinance shall preclude Gas Company and a consumer or group of consumers from entering into any other type of special arrangement which the parties determine to be mutually advantageous or beneficial.

## SECTION 3: EFFECTIVE DATE AND INCORPORATION BY REFERENCE

To the extent Gas Company and a consumer or group of consumers enter into a special arrangement contemplated by this Ordinance, such special arrangement shall be effective when executed or at such time as the parties otherwise agree, provided the memorandum generally describing the special arrangement is filed with the Clerk of Council within thirty (30) days of such effective date. Upon filing with the Clerk of Council, such special arrangement shall be deemed incorporated in this Ordinance, shall be designated as a Special Arrangement Schedule for the purpose of establishing rates, charges and the terms and conditions for the utility service as between Gas Company and the consumer or group of consumers, and shall be filed with this Ordinance as part of the Village records.

SECTION 4: EFFECT OF ACCEPTANCE OF THIS ORDINANCE

Gas Company may accept this Ordinance by notifying the Clerk of Council, and any other representatives of the Village that must otherwise receive such notice by law, in writing, that Gas Company agrees to the provisions of this Ordinance. By accepting this Ordinance, Gas Company shall, absent emergency circumstances, waive any right it may otherwise possess to apply to the Public Utilities Commission of Ohio (hereinafter referred to as the PUCO) to establish or to change any rates, charges or service terms and conditions applicable to a consumer's service which is already the subject of a special arrangement entered into pursuant to this Ordinance unless the Gas Company provides written notice to the City and any affected special arrangement consumer of its intent to file such an application with the PUCO and a detailed description of the changes it intends to seek no later than thirty (30) days prior to filing the application with the Commission.

SECTION 5: SCOPE OF SERVICES

Special arrangements entered into and implemented pursuant to this Ordinance may include firm and interruptible transportation services, gas procurement and brokering services, balancing services, performance of pipeline safety requirements, storage services, standby, back-up or supplemental energy services and such other services or financial devices and arrangements as the parties determine to be reasonable subject to the terms and conditions of this Ordinance.

SECTION 6: EFFECTIVE DATE

This Ordinance shall be effective on the earliest date provided by law and until repealed by Village.

Sam Steffen  
Mayor

PASSED: November 5th, 1996

ATTEST: Wendi Bidwell  
Clerk



# OHIO GAS COMPANY

200 WEST HIGH STREET · BRYAN, OHIO 43506 · PHONE 419-636-1117  
FAX 419-636-5454

RICHARD P. HALLETT  
Vice President

November 25, 1996

Mr. Phillip R. McKinney  
Clerk-Treasurer of the Village of Fayette  
Village Offices  
125 West Main  
Fayette, Ohio 43521

Dear Mr. McKinney:

Re: Ordinance No. 96-07

In accordance with Section 4 of the above referenced Ordinance,  
please consider this letter the acceptance in writing by Ohio Gas  
Company of the above Ordinance.

I wish to thank you, Mayor Marlatt, Mr. Stefanov and the Council  
for your attention to this matter. We appreciate the fine  
relationship which we have had with your community.

Very truly yours,

OHIO GAS COMPANY

Richard P. Hallett  
Vice President

RPH/mks

AN ORDINANCE AUTHORIZING RATES, CHARGES AND OTHER SERVICE TERMS AND CONDITIONS FOR SERVICE PROVIDED BY OHIO GAS COMPANY IN THE VILLAGE OF FAYETTE, OHIO.

WHEREAS, the services provided by gas or natural gas companies and the charges for such service are of great importance to the citizens of the Village of Fayette, Ohio and have a direct effect upon opportunities to maintain and expand the local economy;

WHEREAS, the natural gas industry is going through a period of fundamental change promoted by increased emphasis upon the role of competition among energy forms and energy suppliers as a means of responding to the service needs of gas consumers at competitive prices;

WHEREAS, the Village recognizes that competition among and between energy suppliers can provide consumers with greater flexibility to determine the nature and scope of utility services they require and reduce the need for costly regulation otherwise required to stimulate the forces of competition upon utility service providers that have opportunities to exercise monopoly powers;

WHEREAS, the Village desires to preserve and protect its local economy by encouraging energy consumers and gas or natural gas companies to agree upon service terms, conditions and rates and charges as they deem appropriate under specific conditions and circumstances, subject to the terms of this Ordinance;

WHEREAS, the Village desires to provide Ohio Gas and consumers with the opportunity to effectuate mutually acceptable natural gas service arrangements in a prompt and expeditious fashion;

NOW THEREFORE, BE IT ORDAINED, By the Council of the Village of Fayette, Ohio, the necessary percentage of all members elected thereto concurring:

SECTION 1: DIRECT ASSIGNMENT OF COSTS

From the effective date of this Ordinance Ohio Gas Company and its successors (hereinafter referred to as Gas Company) may segregate, allocate or directly assign costs to any consumer or group of consumers for purposes of establishing rates and charges for gas service provided that such rates and charges are acceptable to Gas Company and consumer or group of consumers, and

memorialized in the form of a memorandum which generally describes the nature of the arrangement for gas service. Said special arrangement may be of the type contemplated by §4905.31 of the Revised Code, but shall be implemented pursuant to and governed by this Ordinance.

**SECTION 2: MINIMUM BILLS AND VOLUMETRIC CHARGES FOR TRANSPORTATION SERVICES**

To the extent Gas Company and the consumer or group of consumers so agree, the special arrangements contemplated by Section 1 of this Ordinance may include a minimum bill or charge sufficient to provide compensation for the relevant fixed costs and a volumetric or throughput charge which shall not exceed the non gas cost-related expenses of Gas Company associated with sales service to customers receiving service under substantially the same circumstances and conditions and shall not be less than the short run variable operating and maintenance expense unique to the service plus some contribution to Gas Company's fixed costs. Costs for purposes of this Ordinance shall be identified and determined in accordance with generally acceptable accounting procedures and the applicable sections of the Uniform System of Accounts adopted by the PUCO for utilities within the same class as Gas Company. Rates and charges specified in such special arrangements shall recognize the extent to which, if any, the customer has advanced funds, owns facilities or has otherwise paid for plant equipment or facilities utilized, in whole or part, to provide utility service or services to the customer. Nothing in this Section 2 of this Ordinance shall preclude Gas Company and a consumer or group of consumers from entering into any other type of special arrangement which the parties determine to be mutually advantageous or beneficial.

**SECTION 3: EFFECTIVE DATE AND INCORPORATION BY REFERENCE**

To the extent Gas Company and a consumer or group of consumers enter into a special arrangement contemplated by this Ordinance, such special arrangement shall be effective when executed or at such time as the parties otherwise agree, provided the memorandum generally describing the special arrangement is filed with the Clerk of Council within thirty (30) days of such effective date. Upon filing with the Clerk of Council, such special arrangement shall be deemed incorporated in this Ordinance, shall be designated as a Special Arrangement Schedule for the purpose of establishing rates, charges and the terms and conditions for the utility service as between Gas Company and the consumer or group of consumers, and shall be filed with this Ordinance as part of the Village records.

**SECTION 4: EFFECT OF ACCEPTANCE OF THIS ORDINANCE**

Gas Company may accept this Ordinance by notifying the Clerk of Council, and any other representatives of the Village that must otherwise receive such notice by law, in writing, that Gas Company agrees to the provisions of this Ordinance. By accepting this Ordinance, Gas Company shall, absent emergency circumstances, waive any right it may otherwise possess to apply to the Public Utilities Commission of Ohio (hereinafter referred to as the PUCO) to establish or to change any rates, charges or service terms and conditions applicable to a consumer's service which is already the subject of a special arrangement entered into pursuant to this Ordinance unless the Gas Company provides written notice to the City and any affected special arrangement consumer of its intent to file such an application with the PUCO and a detailed description of the changes it intends to seek no later than thirty (30) days prior to filing the application with the Commission.

**SECTION 5: SCOPE OF SERVICES**

Special arrangements entered into and implemented pursuant to this Ordinance may include firm and interruptible transportation services, gas procurement and brokering services, balancing services, performance of pipeline safety requirements, storage services, standby, back-up or supplemental energy services and such other services or financial devices and arrangements as the parties determine to be reasonable subject to the terms and conditions of this Ordinance.

**SECTION 6: OPEN MEETINGS**

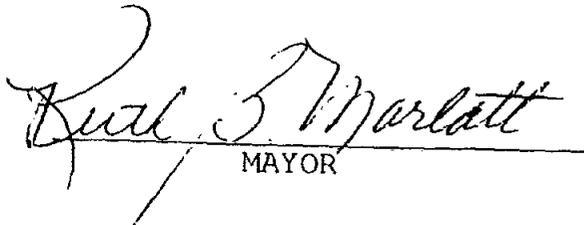
It is hereby found and determined that all formal action of this Council concerning and related to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were conducted in meetings open to the public, in compliance with Section 121.22 of the Ohio Revised Code.

**SECTION 7: EFFECTIVE DATE**

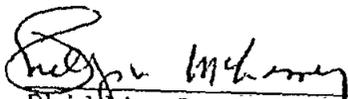
This Ordinance shall be effective on the earliest date provided by law and until repealed by Village.

Passed: SEPTEMBER 12, 1996

Effective: ~~7th~~ OCTOBER 19, 1996

  
MAYOR

ATTEST:

  
Phillip R. McKinley, CMC  
Clerk Treasurer



# OHIO GAS COMPANY

200 WEST HIGH STREET • BRYAN, OHIO 43506 • PHONE 419-636-1117  
FAX 419-636-5454

RICHARD P. HALLETT  
Vice President

June 25, 1996

Ms. Diane Collins  
Clerk of the Village of Hicksville  
Village Clerks Office  
111 S. Main  
Hicksville OH 43526

Re: Ordinance No. 96-12

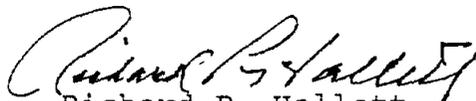
Dear Ms. Collins:

In accordance with Section 4 of the above referenced Ordinance, please consider this letter the acceptance in writing by Ohio Gas Company of the above Ordinance.

I wish to thank you, Mayor Meyer, Mr. Jordan and the Council for your attention to this matter. We appreciate the fine relationship which we have had with your community.

Very truly yours,

OHIO GAS COMPANY

  
Richard P. Hallett  
Vice President

RPH/mks

RECEIVED

JUN 10 1997

ENGINE DIVISION

1000 WEST HIGH STREET, BRYAN, OHIO 43506

**AN ORDINANCE AUTHORIZING RATES, CHARGES AND OTHER SERVICE TERMS AND CONDITIONS FOR SERVICE PROVIDED BY OHIO GAS COMPANY IN THE VILLAGE OF HICKSVILLE, OHIO.**

**WHEREAS**, the services provided by gas or natural gas companies and the charges for such service are of great importance to the citizens of the Village of Hicksville, Ohio and have a direct effect upon opportunities to maintain and expand the local economy;

**WHEREAS**, the natural gas industry is going through a period of fundamental change promoted by increased emphasis upon the role of competition among energy forms and energy suppliers as a means of responding to the service needs of gas consumers at competitive prices;

**WHEREAS**, the Village recognizes that competition among and between energy suppliers can provide consumers with greater flexibility to determine the nature and scope of utility services they require and reduce the need for costly regulation otherwise required to stimulate the forces of competition upon utility service providers that have opportunities to exercise monopoly powers;

**WHEREAS**, the Village desires to preserve and protect its local economy by encouraging energy consumers and gas or natural gas companies to agree upon service terms, conditions and rates and charges as they deem appropriate under specific conditions and circumstances, subject to the terms of this Ordinance;

**WHEREAS**, the Village desires to provide Ohio Gas and consumers with the opportunity to effectuate mutually acceptable natural gas service arrangements in a prompt and expeditious fashion;

**NOW THEREFORE, BE IT ORDAINED**, By the Council of the Village of Hicksville, Ohio, the necessary percentage of all members elected thereto concurring:

**SECTION 1: DIRECT ASSIGNMENT OF COSTS**

From the effective date of this Ordinance Ohio Gas Company and its successors (hereinafter referred to as Gas Company) may segregate, allocate or directly assign costs to any consumer or group of consumers for purposes of establishing rates and charges for gas service provided that such rates and charges are acceptable to Gas Company and consumer or group of consumers, and

memorialized in the form of a memorandum which generally describes the nature of the arrangement for gas service. Said special arrangement may be of the type contemplated by §4905.31 of the Revised Code, but shall be implemented pursuant to and governed by this Ordinance.

**SECTION 2: MINIMUM BILLS AND VOLUMETRIC CHARGES FOR TRANSPORTATION SERVICES**

To the extent Gas Company and the consumer or group of consumers so agree, the special arrangements contemplated by Section 1 of this Ordinance may include a minimum bill or charge sufficient to provide compensation for the relevant fixed costs and a volumetric or throughput charge which shall not exceed the non gas cost-related expenses of Gas Company associated with sales service to customers receiving service under substantially the same circumstances and conditions and shall not be less than the short run variable operating and maintenance expense unique to the service plus some contribution to Gas Company's fixed costs. Costs for purposes of this Ordinance shall be identified and determined in accordance with generally acceptable accounting procedures and the applicable sections of the Uniform System of Accounts adopted by the PUCO for utilities within the same class as Gas Company. Rates and charges specified in such special arrangements shall recognize the extent to which, if any, the customer has advanced funds, owns facilities or has otherwise paid for plant equipment or facilities utilized, in whole or part, to provide utility service or services to the customer. Nothing in this Section 2 of this Ordinance shall preclude Gas Company and a consumer or group of consumers from entering into any other type of special arrangement which the parties determine to be mutually advantageous or beneficial.

**SECTION 3: EFFECTIVE DATE AND INCORPORATION BY REFERENCE**

To the extent Gas Company and a consumer or group of consumers enter into a special arrangement contemplated by this Ordinance, such special arrangement shall be effective when executed or at such time as the parties otherwise agree, provided the memorandum generally describing the special arrangement is filed with the Clerk of Council within thirty (30) days of such effective date. Upon filing with the Clerk of Council, such special arrangement shall be deemed incorporated in this Ordinance, shall be designated as a Special Arrangement Schedule for the purpose of establishing rates, charges and the terms and conditions for the utility service as between Gas Company and the consumer or group of consumers, and shall be filed with this Ordinance as part of the Village records.

**SECTION 4: EFFECT OF ACCEPTANCE OF THIS ORDINANCE**

Gas Company may accept this Ordinance by notifying the Clerk of Council, and any other representatives of the Village that must otherwise receive such notice by law, in writing, that Gas Company agrees to the provisions of this Ordinance. By accepting this Ordinance, Gas Company shall, absent emergency circumstances, waive any right it may otherwise possess to apply to the Public Utilities Commission of Ohio (hereinafter referred to as the PUCO) to establish or to change any rates, charges or service terms and conditions applicable to a consumer's service which is already the subject of a special arrangement entered into pursuant to this Ordinance unless the Gas Company provides written notice to the City and any affected special arrangement consumer of its intent to file such an application with the PUCO and a detailed description of the changes it intends to seek no later than thirty (30) days prior to filing the application with the Commission.

**SECTION 5: SCOPE OF SERVICES**

Special arrangements entered into and implemented pursuant to this Ordinance may include firm and interruptible transportation services, gas procurement and brokering services, balancing services, performance of pipeline safety requirements, storage services, standby, back-up or supplemental energy services and such other services or financial devices and arrangements as the parties determine to be reasonable subject to the terms and conditions of this Ordinance.

**SECTION 6: EFFECTIVE DATE**

This Ordinance shall be effective on the earliest date provided by law and until repealed by Village.

*Daniel M. Meager*  
Mayor

PASSED: *June 17, 1996*

ATTEST: *Diane Collins*  
Clerk

**AN ORDINANCE AUTHORIZING RATES, CHARGES AND OTHER SERVICE TERMS AND CONDITIONS FOR SERVICE PROVIDED BY OHIO GAS COMPANY IN THE VILLAGE OF HICKSVILLE, OHIO.**

WHEREAS, the services provided by gas or natural gas companies and the charges for such service are of great importance to the citizens of the Village of Hicksville, Ohio and have a direct effect upon opportunities to maintain and expand the local economy;

WHEREAS, the natural gas industry is going through a period of fundamental change promoted by increased emphasis upon the role of competition among energy forms and energy suppliers as a means of responding to the service needs of gas consumers at competitive prices;

WHEREAS, the Village recognizes that competition among and between energy suppliers can provide consumers with greater flexibility to determine the nature and scope of utility services they require and reduce the need for costly regulation otherwise required to stimulate the forces of competition upon utility service providers that have opportunities to exercise monopoly powers;

WHEREAS, the Village desires to preserve and protect its local economy by encouraging energy consumers and gas or natural gas companies to agree upon service terms, conditions and rates and charges as they deem appropriate under specific conditions and circumstances, subject to the terms of this Ordinance;

WHEREAS, the Village desires to provide Ohio Gas and consumers with the opportunity to effectuate mutually acceptable natural gas service arrangements in a prompt and expeditious fashion;

**RECEIVED**  
TARIFF DIVISION  
Public Utilities Commission of Ohio

NOW THEREFORE, BE IT ORDAINED, By the Council of the Village of Hicksville, Ohio, the necessary percentage of all members elected thereto concurring:

JUN 10 1997

**SECTION 1: DIRECT ASSIGNMENT OF COSTS**

From the effective date of this Ordinance Ohio Gas Company and its successors (hereinafter referred to as Gas Company) may segregate, allocate or directly assign costs to any consumer or group of consumers for purposes of establishing rates and charges for gas service provided that such rates and charges are acceptable to Gas Company and consumer or group of consumers, and

memorialized in the form of a memorandum which generally describes the nature of the arrangement for gas service. Said special arrangement may be of the type contemplated by §4905.31 of the Revised Code, but shall be implemented pursuant to and governed by this Ordinance.

**SECTION 2: MINIMUM BILLS AND VOLUMETRIC CHARGES FOR TRANSPORTATION SERVICES**

To the extent Gas Company and the consumer or group of consumers so agree, the special arrangements contemplated by Section 1 of this Ordinance may include a minimum bill or charge sufficient to provide compensation for the relevant fixed costs and a volumetric or throughput charge which shall not exceed the non gas cost-related expenses of Gas Company associated with sales service to customers receiving service under substantially the same circumstances and conditions and shall not be less than the short run variable operating and maintenance expense unique to the service plus some contribution to Gas Company's fixed costs. Costs for purposes of this Ordinance shall be identified and determined in accordance with generally acceptable accounting procedures and the applicable sections of the Uniform System of Accounts adopted by the PUCO for utilities within the same class as Gas Company. Rates and charges specified in such special arrangements shall recognize the extent to which, if any, the customer has advanced funds, owns facilities or has otherwise paid for plant equipment or facilities utilized, in whole or part, to provide utility service or services to the customer. Nothing in this Section 2 of this Ordinance shall preclude Gas Company and a consumer or group of consumers from entering into any other type of special arrangement which the parties determine to be mutually advantageous or beneficial.

**SECTION 3: EFFECTIVE DATE AND INCORPORATION BY REFERENCE**

To the extent Gas Company and a consumer or group of consumers enter into a special arrangement contemplated by this Ordinance, such special arrangement shall be effective when executed or at such time as the parties otherwise agree, provided the memorandum generally describing the special arrangement is filed with the Clerk of Council within thirty (30) days of such effective date. Upon filing with the Clerk of Council, such special arrangement shall be deemed incorporated in this Ordinance, shall be designated as a Special Arrangement Schedule for the purpose of establishing rates, charges and the terms and conditions for the utility service as between Gas Company and the consumer or group of consumers, and shall be filed with this Ordinance as part of the Village records.

**SECTION 4: EFFECT OF ACCEPTANCE OF THIS ORDINANCE**

Gas Company may accept this Ordinance by notifying the Clerk of Council, and any other representatives of the Village that must otherwise receive such notice by law, in writing, that Gas Company agrees to the provisions of this Ordinance. By accepting this Ordinance, Gas Company shall, absent emergency circumstances, waive any right it may otherwise possess to apply to the Public Utilities Commission of Ohio (hereinafter referred to as the PUCO) to establish or to change any rates, charges or service terms and conditions applicable to a consumer's service which is already the subject of a special arrangement entered into pursuant to this Ordinance unless the Gas Company provides written notice to the City and any affected special arrangement consumer of its intent to file such an application with the PUCO and a detailed description of the changes it intends to seek no later than thirty (30) days prior to filing the application with the Commission.

**SECTION 5: SCOPE OF SERVICES**

Special arrangements entered into and implemented pursuant to this Ordinance may include firm and interruptible transportation services, gas procurement and brokering services, balancing services, performance of pipeline safety requirements, storage services, standby, back-up or supplemental energy services and such other services or financial devices and arrangements as the parties determine to be reasonable subject to the terms and conditions of this Ordinance.

**SECTION 6: EFFECTIVE DATE**

This Ordinance shall be effective on the earliest date provided by law and until repealed by Village.

*Daniel M. Meyer*  
Mayor

PASSED: *June 12, 1996*

ATTEST: *Duane Collins*  
Clerk



# OHIO GAS COMPANY

200 WEST HIGH STREET · BRYAN, OHIO 43506 · PHONE 419-636-1117  
FAX 419-636-5454

RICHARD P. HALLETT  
Vice President

April 9, 1997

Ms. Sally McEwen  
Clerk of the Village of Liberty Center  
Municipal Building  
110 East St.  
Liberty Center, Ohio 43532

Dear Ms. McEwen:

Re: Ordinance No. 922

In accordance with Section 4 of the above referenced Ordinance, please consider this letter the acceptance in writing by Ohio Gas Company of the above Ordinance.

I wish to thank you, Mayor Fetterman, and the Council for your attention to this matter. We appreciate the fine relationship which we have had with your community.

Very truly yours,

OHIO GAS COMPANY

Richard P. Hallett  
Vice President

RPH/mks

AN ORDINANCE AUTHORIZING RATES, CHARGES AND OTHER SERVICE TERMS AND CONDITIONS FOR SERVICE PROVIDED BY OHIO GAS COMPANY IN THE VILLAGE OF LIBERTY CENTER, OHIO.

WHEREAS, the services provided by gas or natural gas companies and the charges for such service are of great importance to the citizens of the Village of Liberty Center, Ohio and have a direct effect upon opportunities to maintain and expand the local economy;

WHEREAS, the natural gas industry is going through a period of fundamental change promoted by increased emphasis upon the role of competition among energy forms and energy suppliers as a means of responding to the service needs of gas consumers at competitive prices;

WHEREAS, the Village recognizes that competition among and between energy suppliers can provide consumers with greater flexibility to determine the nature and scope of utility services they require and reduce the need for costly regulation otherwise required to stimulate the forces of competition upon utility service providers that have opportunities to exercise monopoly powers;

WHEREAS, the Village desires to preserve and protect its local economy by encouraging energy consumers and gas or natural gas companies to agree upon service terms, conditions and rates and charges as they deem appropriate under specific conditions and circumstances, subject to the terms of this Ordinance;

WHEREAS, the Village desires to provide Ohio Gas and consumers with the opportunity to effectuate mutually acceptable natural gas service arrangements in a prompt and expeditious fashion;

NOW THEREFORE, BE IT ORDAINED, By the Council of the Village of Liberty Center, Ohio, the necessary percentage of all members elected thereto concurring:

**SECTION 1: DIRECT ASSIGNMENT OF COSTS**

From the effective date of this Ordinance Ohio Gas Company and its successors (hereinafter referred to as Gas Company) may segregate, allocate or directly assign costs to any consumer or group of consumers for purposes of establishing rates and charges for gas service provided that such rates and charges are

acceptable to Gas Company and consumer or group of consumers. The arrangement shall be in the form of a memorandum which generally describes the nature of the arrangement for gas service. Such arrangement may be of the type contemplated in Section 1 of the Ordinance. It shall be subject to the provisions of this Ordinance.

### SECTION 2: MINIMUM BILLS AND VOLUMETRIC CHARGES FOR TRANSPORTATION SERVICES

To the extent Gas Company and the consumer or group of consumers so agree, the special arrangements contemplated by Section 1 of this Ordinance may include a minimum bill or charge sufficient to provide compensation for the relevant fixed costs and a volumetric or throughput charge which shall not exceed the net gas cost-related expenses of Gas Company associated with sales service to customers receiving service under substantially the same circumstances and conditions and shall not be less than the short run variable operating and maintenance expense unique to the service plus some contribution to Gas Company's fixed costs. Items for purposes of this Ordinance shall be identified and determined in accordance with generally acceptable accounting procedures and the applicable sections of the Uniform System of Accounts adopted by the PUCO for utilities within the same rate class as Gas Company. Rates and charges specified in special arrangements shall recognize the extent to which, in any case, customer has advanced funds, owns facilities or has otherwise paid for plant equipment or facilities utilized, in whole or part, to provide utility service or services to the customer. Section 2 of this Ordinance shall prohibit Gas Company from entering into any special arrangement which the parties determine to be mutually advantageous or beneficial.

### SECTION 3: EFFECTIVE DATE AND INCORPORATION BY REFERENCE

To the extent Gas Company and a consumer or group of consumers enter into a special arrangement contemplated by this Ordinance, such special arrangement shall be effective upon execution or at such time as the parties otherwise agree, provided the memorandum generally describing the special arrangement is filed with the Clerk of Council within thirty (30) days of the effective date. Upon filing with the Clerk of Council, the special arrangement shall be deemed incorporated into this Ordinance, shall be designated as a Special Arrangement, and shall be subject to the provisions of this Ordinance. The purpose of establishing rates, charges and the terms of service shall be the same as between Gas Company and

interest in behalf of consumers, and shall be filed with the Village Clerk as part of the Village records.

**SECTION 4: EFFECT OF ACCEPTANCE OF THIS ORDINANCE**

Notwithstanding, the acceptance of this Ordinance by the Village Council and any other representatives of the Village shall not be deemed to constitute an agreement by the Gas Company to accept the provisions of this Ordinance. By accepting this Ordinance, Gas Company shall, absent emergency circumstances, waive any right it may otherwise possess to apply to the Public Utilities Commission of Ohio (hereinafter referred to as the PUCO) to establish or to change any rates, charges or service terms and conditions applicable to a consumer's service which is already the subject of a special arrangement entered into pursuant to this Ordinance unless the Gas Company provides written notice to the Village and any affected special arrangement consumer of its intent to file such an application with the PUCO and a detailed description of the changes it intends to seek no later than thirty (30) days prior to filing the application with the Commission.

**SECTION 5: SCOPE OF SERVICES**

Special arrangements entered into and implemented pursuant to this Ordinance may include firm and interruptible production services, gas procurement and delivery services, demand response, performance of pipeline safety requirements, special peak shaving, backup or supplemental energy services or other services or financial services and arrangements which the Village determine to be reasonable subject to the terms and conditions of this Ordinance.

**SECTION 6: EFFECTIVE DATE**

This Ordinance shall be effective on the earliest date that it is adopted by law and until repealed by Village.

[Signature]  
Mayor

[Signature]  
Clerk





# OHIO GAS COMPANY

200 WEST HIGH STREET • BRYAN, OHIO 43506 • PHONE 419-636-1117  
FAX 419-636-5454

RICHARD P. HALLETT  
Vice President

April 11, 1997

Ms. Carol Shaw  
Clerk of the Village of Lyons  
126 W. Morenci St.  
Lyons, Ohio 43533

Dear Ms. Shaw:

Re: Ordinance No. 97-4

In accordance with Section 4 of the above referenced Ordinance, please consider this letter the acceptance in writing by Ohio Gas Company of the above Ordinance.

I wish to thank you, Mayor Pifer, and the Council for your attention to this matter. We appreciate the fine relationship which we have had with your community.

Very truly yours,

OHIO GAS COMPANY

Richard P. Hallett  
Vice President

RPH/mks

ORDINANCE NO. 97-4

AN ORDINANCE AUTHORIZING RATES, CHARGES AND OTHER SERVICE TERMS AND CONDITIONS FOR SERVICE PROVIDED BY OHIO GAS COMPANY IN THE VILLAGE OF LYONS, OHIO.

WHEREAS, the services provided by gas or natural gas companies and the charges for such service are of great importance to the citizens of the Village of Lyons, Ohio and have a direct effect upon opportunities to maintain and expand the local economy;

WHEREAS, the natural gas industry is going through a period of fundamental change promoted by increased emphasis upon the role of competition among energy forms and energy suppliers as a means of responding to the service needs of gas consumers at competitive prices;

WHEREAS, the Village recognizes that competition among and between energy suppliers can provide consumers with greater flexibility to determine the nature and scope of utility services they require and reduce the need for costly regulation otherwise required to stimulate the forces of competition upon utility service providers that have opportunities to exercise monopoly powers;

WHEREAS, the Village desires to preserve and protect its local economy by encouraging energy consumers and gas or natural gas companies to agree upon service terms, conditions and rates and charges as they deem appropriate under specific conditions and circumstances, subject to the terms of this Ordinance;

WHEREAS, the Village desires to provide Ohio Gas and consumers with the opportunity to effectuate mutually acceptable natural gas service arrangements in a prompt and expeditious fashion;

NOW THEREFORE, BE IT ORDAINED, By the Council of the Village of Lyons, Ohio, the necessary percentage of all members elected thereto concurring:

SECTION 1: DIRECT ASSIGNMENT OF COSTS

From the effective date of this Ordinance Ohio Gas Company and its successors (hereinafter referred to as Gas Company) may segregate, allocate or directly assign costs to any consumer or group of consumers for purposes of establishing rates and charges for gas service provided that such rates and charges are acceptable to Gas Company and consumer or group of consumers, and

memorialized in the form of a memorandum which generally describes the nature of the arrangement for gas service. Said special arrangement may be of the type contemplated by §4905.31 of the Revised Code, but shall be implemented pursuant to and governed by this Ordinance.

**SECTION 2: MINIMUM BILLS AND VOLUMETRIC CHARGES FOR TRANSPORTATION SERVICES**

To the extent Gas Company and the consumer or group of consumers so agree, the special arrangements contemplated by Section 1 of this Ordinance may include a minimum bill or charge sufficient to provide compensation for the relevant fixed costs and a volumetric or throughput charge which shall not exceed the non gas cost-related expenses of Gas Company associated with sales service to customers receiving service under substantially the same circumstances and conditions and shall not be less than the short run variable operating and maintenance expense unique to the service plus some contribution to Gas Company's fixed costs. Costs for purposes of this Ordinance shall be identified and determined in accordance with generally acceptable accounting procedures and the applicable sections of the Uniform System of Accounts adopted by the PUCO for utilities within the same class as Gas Company. Rates and charges specified in such special arrangements shall recognize the extent to which, if any, the customer has advanced funds, owns facilities or has otherwise paid for plant equipment or facilities utilized, in whole or part, to provide utility service or services to the customer. Nothing in this Section 2 of this Ordinance shall preclude Gas Company and a consumer or group of consumers from entering into any other type of special arrangement which the parties determine to be mutually advantageous or beneficial.

**SECTION 3: EFFECTIVE DATE AND INCORPORATION BY REFERENCE**

To the extent Gas Company and a consumer or group of consumers enter into a special arrangement contemplated by this Ordinance, such special arrangement shall be effective when executed or at such time as the parties otherwise agree, provided the memorandum generally describing the special arrangement is filed with the Clerk of Council within thirty (30) days of such effective date. Upon filing with the Clerk of Council, such special arrangement shall be deemed incorporated in this Ordinance, shall be designated as a Special Arrangement Schedule for the purpose of establishing rates, charges and the terms and conditions for the utility service as between Gas Company and the consumer or group of consumers, and shall be filed with this Ordinance as part of the Village records.

**SECTION 4: EFFECT OF ACCEPTANCE OF THIS ORDINANCE**

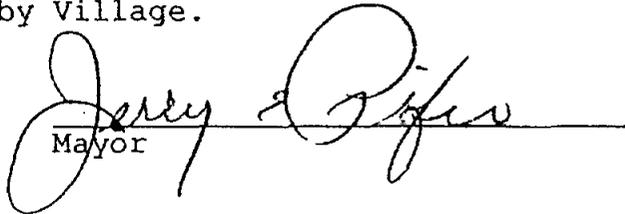
Gas Company may accept this Ordinance by notifying the Clerk of Council, and any other representatives of the Village that must otherwise receive such notice by law, in writing, that Gas Company agrees to the provisions of this Ordinance. By accepting this Ordinance, Gas Company shall, absent emergency circumstances, waive any right it may otherwise possess to apply to the Public Utilities Commission of Ohio (hereinafter referred to as the PUCO) to establish or to change any rates, charges or service terms and conditions applicable to a consumer's service which is already the subject of a special arrangement entered into pursuant to this Ordinance unless the Gas Company provides written notice to the City and any affected special arrangement consumer of its intent to file such an application with the PUCO and a detailed description of the changes it intends to seek no later than thirty (30) days prior to filing the application with the Commission.

**SECTION 5: SCOPE OF SERVICES**

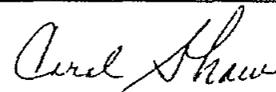
Special arrangements entered into and implemented pursuant to this Ordinance may include firm and interruptible transportation services, gas procurement and brokering services, balancing services, performance of pipeline safety requirements, storage services, standby, back-up or supplemental energy services and such other services or financial devices and arrangements as the parties determine to be reasonable subject to the terms and conditions of this Ordinance.

**SECTION 6: EFFECTIVE DATE**

This Ordinance shall be effective on the earliest date provided by law and until repealed by Village.

  
\_\_\_\_\_  
Mayor

PASSED: February 3, 1997

ATTEST:   
\_\_\_\_\_  
Clerk



# OHIO GAS COMPANY

200 WEST HIGH STREET · BRYAN, OHIO 43506 · PHONE 419-636-1117  
FAX 419-636-5454

RICHARD P. HALLETT  
Vice President

December 10, 1996

Ms. Susan Clendenin  
Clerk of the Village of Metamora  
114 E. Main  
Metamora, Ohio 43540

Dear Ms. Clendenin:

Re: Ordinance No. 440

In accordance with Section 4 of the above referenced Ordinance, please consider this letter the acceptance in writing by Ohio Gas Company of the above Ordinance.

I wish to thank you, Mayor Loar, and the Council for your attention to this matter. We appreciate the fine relationship which we have had with your community.

Very truly yours,

OHIO GAS COMPANY

Richard P. Hallett  
Vice President

RPH/mks

ORDINANCE NO. 440

AN ORDINANCE AUTHORIZING RATES, CHARGES AND OTHER SERVICE TERMS AND CONDITIONS FOR SERVICE PROVIDED BY OHIO GAS COMPANY IN THE VILLAGE OF METAMORA, OHIO.

WHEREAS, the services provided by gas or natural gas companies and the charges for such service are of great importance to the citizens of the Village of Metamora, Ohio and have a direct effect upon opportunities to maintain and expand the local economy;

WHEREAS, the natural gas industry is going through a period of fundamental change promoted by increased emphasis upon the role of competition among energy forms and energy suppliers as a means of responding to the service needs of gas consumers at competitive prices;

WHEREAS, the Village recognizes that competition among and between energy suppliers can provide consumers with greater flexibility to determine the nature and scope of utility services they require and reduce the need for costly regulation otherwise required to stimulate the forces of competition upon utility service providers that have opportunities to exercise monopoly powers;

WHEREAS, the Village desires to preserve and protect its local economy by encouraging energy consumers and gas or natural gas companies to agree upon service terms, conditions and rates and charges as they deem appropriate under specific conditions and circumstances, subject to the terms of this Ordinance;

WHEREAS, the Village desires to provide Ohio Gas and consumers with the opportunity to effectuate mutually acceptable natural gas service arrangements in a prompt and expeditious fashion;

NOW THEREFORE, BE IT ORDAINED, By the Council of the Village of Metamora, Ohio, the necessary percentage of all members elected thereto concurring:

SECTION 1: DIRECT ASSIGNMENT OF COSTS

From the effective date of this Ordinance Ohio Gas Company and its successors (hereinafter referred to as Gas Company) may segregate, allocate or directly assign costs to any consumer or group of consumers for purposes of establishing rates and charges for gas service provided that such rates and charges are acceptable to Gas Company and consumer or group of consumers, and

memorialized in the form of a memorandum which generally describes the nature of the arrangement for gas service. Said special arrangement may be of the type contemplated by §4905.31 of the Revised Code, but shall be implemented pursuant to and governed by this Ordinance.

**SECTION 2: MINIMUM BILLS AND VOLUMETRIC CHARGES FOR TRANSPORTATION SERVICES**

To the extent Gas Company and the consumer or group of consumers so agree, the special arrangements contemplated by Section 1 of this Ordinance may include a minimum bill or charge sufficient to provide compensation for the relevant fixed costs and a volumetric or throughput charge which shall not exceed the non gas cost-related expenses of Gas Company associated with sales service to customers receiving service under substantially the same circumstances and conditions and shall not be less than the short run variable operating and maintenance expense unique to the service plus some contribution to Gas Company's fixed costs. Costs for purposes of this Ordinance shall be identified and determined in accordance with generally acceptable accounting procedures and the applicable sections of the Uniform System of Accounts adopted by the PUCO for utilities within the same class as Gas Company. Rates and charges specified in such special arrangements shall recognize the extent to which, if any, the customer has advanced funds, owns facilities or has otherwise paid for plant equipment or facilities utilized, in whole or part, to provide utility service or services to the customer. Nothing in this Section 2 of this Ordinance shall preclude Gas Company and a consumer or group of consumers from entering into any other type of special arrangement which the parties determine to be mutually advantageous or beneficial.

**SECTION 3: EFFECTIVE DATE AND INCORPORATION BY REFERENCE**

To the extent Gas Company and a consumer or group of consumers enter into a special arrangement contemplated by this Ordinance, such special arrangement shall be effective when executed or at such time as the parties otherwise agree, provided the memorandum generally describing the special arrangement is filed with the Clerk of Council within thirty (30) days of such effective date. Upon filing with the Clerk of Council, such special arrangement shall be deemed incorporated in this Ordinance, shall be designated as a Special Arrangement Schedule for the purpose of establishing rates, charges and the terms and conditions for the utility service as between Gas Company and the consumer or group of consumers, and shall be filed with this Ordinance as part of the Village records.

**SECTION 4: EFFECT OF ACCEPTANCE OF THIS ORDINANCE**

Gas Company may accept this Ordinance by notifying the Clerk of Council, and any other representatives of the Village that must otherwise receive such notice by law, in writing, that Gas Company agrees to the provisions of this Ordinance. By accepting this Ordinance, Gas Company shall, absent emergency circumstances, waive any right it may otherwise possess to apply to the Public Utilities Commission of Ohio (hereinafter referred to as the PUCO) to establish or to change any rates, charges or service terms and conditions applicable to a consumer's service which is already the subject of a special arrangement entered into pursuant to this Ordinance unless the Gas Company provides written notice to the City and any affected special arrangement consumer of its intent to file such an application with the PUCO and a detailed description of the changes it intends to seek no later than thirty (30) days prior to filing the application with the Commission.

**SECTION 5: SCOPE OF SERVICES**

Special arrangements entered into and implemented pursuant to this Ordinance may include firm and interruptible transportation services, gas procurement and brokering services, balancing services, performance of pipeline safety requirements, storage services, standby, back-up or supplemental energy services and such other services or financial devices and arrangements as the parties determine to be reasonable subject to the terms and conditions of this Ordinance.

**SECTION 6: EFFECTIVE DATE**

This Ordinance shall be effective on the earliest date provided by law and until repealed by Village.

  
\_\_\_\_\_  
Mayor

PASSED: Dec. 2, 1996

ATTEST: Susan Clendenin  
Clerk



# OHIO GAS COMPANY

200 WEST HIGH STREET · BRYAN, OHIO 43506 · PHONE 419-638-1117

J. L. TUTTLE  
President  
Chief Executive Officer

April 4, 1996

Mr. John H. Bitler  
Village Administrator  
Village of Montpelier  
P.O. Box 148  
Montpelier, Ohio 43543

Re: Ordinance No. 1054

Dear Mr. Bitler:

In accordance with Section 4 of the above referenced Ordinance, please consider this letter the acceptance in writing by Ohio Gas Company of the above Ordinance.

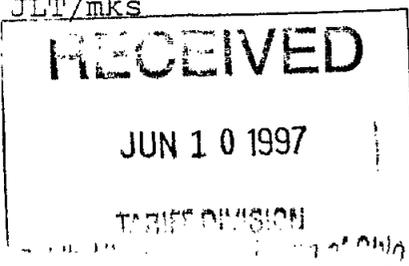
I wish to thank you, Mayor Shatzer, Mrs. Hephner and the Council for your attention to this matter. We appreciate the fine relationship which we have had with your community.

Very truly yours,

OHIO GAS COMPANY

J. L. Tuttle  
President

JLT/mks





# VILLAGE OF MONTPELIER

Incorporated 1845

## CERTIFICATION

### VILLAGE OF MONTPELIER

WILLIAM SHATZER  
Mayor

Council:

DELMAR KARNES  
EVEN YAGELSKI  
DAN WILLIS  
LAURA GRAY  
M. GAIL JOHN  
GLORIA OSBURN

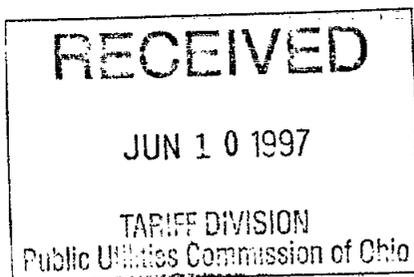
I, Kelly J. Hephner, Director of Finance and Clerk of Council for the Village of Montpelier hereby certify that the attached is a true and accurate copy of Ordinance 1054 duly passed by the Village Council on their regular meeting held on the 25th day of March, 1996.

JOHN H. BITLER  
Village Administrator

KELLY J. HEPHNER  
Clerk-Treasurer

Phone 485-5543 (AC 419)  
FAX 485-4947

  
Kelly J. Hephner  
Director of Finance/  
Clerk of Council



# RECORD OF ORDINANCES

Docket Legal Blank Co

Form No. 30044

Ordinance No. 1054

Passed

19

## AN ORDINANCE AUTHORIZING RATES, CHARGES AND OTHER SERVICE TERMS AND CONDITIONS FOR SERVICE PROVIDED BY OHIO GAS COMPANY IN THE VILLAGE OF MONTPELIER, OHIO.

WHEREAS, the services provided by gas or natural gas companies and the charges for such service are of great importance to the citizens of the Village of Montpelier, Ohio and have a direct effect upon opportunities to maintain and expand the local economy;

WHEREAS, the natural gas industry is going through a period of fundamental change promoted by increased emphasis upon the role of competition among energy forms and energy suppliers as a means of responding to the service needs of gas consumers at competitive prices;

WHEREAS, the Village recognizes that competition among and between energy suppliers can provide consumers with greater flexibility to determine the nature and scope of utility services they require and reduce the need for costly regulation otherwise required to stimulate the forces of competition upon utility service providers that have opportunities to exercise monopoly powers;

WHEREAS, the Village desires to preserve and protect its local economy by encouraging energy consumers and gas or natural gas companies to agree upon service terms, conditions and rates and charges as they deem appropriate under specific conditions and circumstances, subject to the terms of this Ordinance;

WHEREAS, the Village desires to provide Ohio Gas and consumers with the opportunity to effectuate mutually acceptable natural gas service arrangements in a prompt and expeditious fashion;

NOW THEREFORE, BE IT ORDAINED, By the Council of the Village of Montpelier, Ohio, the necessary percentage of all members elected thereto concurring:

### SECTION 1: DIRECT ASSIGNMENT OF COSTS

From the effective date of this Ordinance Ohio Gas Company and its successors (hereinafter referred to as Gas Company) may segregate, allocate or directly assign costs to any consumer or group of consumers for purposes of establishing rates and charges for gas service provided that such rates and charges are acceptable to Gas Company and consumer or group of consumers, and memorialized in the form of a memorandum which generally describes the nature of the arrangement for gas service. Said special arrangement may be of the type contemplated by Sec. 4905.31, Revised Code, but shall be implemented pursuant to and governed by this Ordinance.

### SECTION 2: MINIMUM BILLS AND VOLUMETRIC CHARGES FOR TRANSPORTATION SERVICES

To the extent Gas Company and the consumer or group of consumers so agree, the special arrangements contemplated by Section 1 of this Ordinance may include a minimum bill or charge sufficient to provide compensation for the relevant fixed costs and a volumetric or throughput charge which shall not exceed the non gas cost-related expenses of Gas Company associated with sales service to customers receiving service under substantially the same circumstances and conditions and shall not be less than the short run variable operating and maintenance expense unique to the determined in accordance with generally acceptable accounting procedures and the applicable sections of the Uniform System of Accounts adopted by the PUCO for utilities within the same class as Gas Company. Rates and charges specified in such special arrangements shall recognize the extent to which, if any, the customer has advanced funds, owns facilities or has otherwise paid for plant equipment or facilities utilized, in whole or part, to provide utility service or services to the customer. Nothing in this Section 2 of this Ordinance shall preclude Gas Company and a consumer or group of consumers from

# RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 3004

*Ordinance No.* \_\_\_\_\_ *Passed* \_\_\_\_\_ 19\_\_\_\_  
entering into any other type of special arrangement which the parties determine to be mutually advantageous or beneficial.

### SECTION 3: EFFECTIVE DATE AND INCORPORATION BY REFERENCE

To the extent Gas Company and a consumer or group of consumers enter into a special arrangement contemplated by this Ordinance, such special arrangement shall be effective when executed or at such time as the parties otherwise agree, provided the memorandum generally describing the special arrangement is filed with the Clerk of Council within thirty (30) days of such effective date. Upon filing with the Clerk of Council, such special arrangement shall be deemed incorporated in this Ordinance, shall be designated as a Special Arrangement Schedule for the purpose of establishing rates, charges and the terms and conditions for the utility service as between Gas Company and the consumer or group of consumers, and shall be filed with this Ordinance as part of the Village records.

### SECTION 4: EFFECT OF ACCEPTANCE OF THIS ORDINANCE

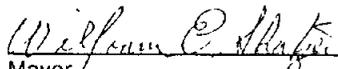
Gas Company may accept this Ordinance by notifying the Clerk of Council, and any other representatives of the Village that must otherwise receive such notice by law, in writing, that Gas Company agrees to the provisions of this Ordinance. By accepting this Ordinance, Gas Company shall, absent emergency circumstances, waive any right it may otherwise possess to apply to the Public Utilities Commission of Ohio (hereinafter referred to as the PUCO) to establish or to change any rates, charges or service terms and conditions applicable to a consumer's service which is already the subject of a special arrangement entered into pursuant to this Ordinance unless the Gas Company provides written notice to the City and any affected special arrangement consumer of its intent to file such an application with the PUCO and a detailed description of the changes it intends to seek no later than thirty (30) days prior to filing the application with the Commission.

### SECTION 5: SCOPE OF SERVICES

Special arrangements entered into and implemented pursuant to this Ordinance may include firm and interruptible transportation services, gas procurement and brokering services, balancing services, performance of pipeline safety requirements, storage services, standby, back-up or supplemental energy services and such other services or financial devices and arrangements as the parties determine to be reasonable subject to the terms and conditions of this Ordinance.

### SECTION 6: EFFECTIVE DATE

This Ordinance shall be effective on the earliest date provided by law and until repealed by Village.

  
Mayor

PASSED: 3 25-96

ATTEST:   
Clerk of Council



# OHIO GAS COMPANY

200 WEST HIGH STREET · BRYAN, OHIO 43506 · PHONE 419-836-1117  
FAX 419-636-5454

RICHARD P. HALLETT  
Vice President

June 13, 1996

Mr. Marc S. Gerken, P.E.  
City Manager  
City of Napoleon  
P.O. Box 151  
Napoleon, Ohio 43545-0151

Re: Ordinance No. 32-96

Dear Mr. Gerken:

In accordance with Section 4 of the above referenced Ordinance, please consider this letter the acceptance in writing by Ohio Gas Company of the above Ordinance.

I wish to thank you, Mayor Stange and the Council for your attention to this matter. We appreciate the fine relationship which we have had with your community.

Very truly yours,

OHIO GAS COMPANY

Richard P. Hallett  
Vice President

RPH/mks

ORDINANCE NO. 32-96

**AN ORDINANCE AUTHORIZING RATES, CHARGES AND OTHER SERVICE TERMS AND CONDITIONS FOR SERVICE PROVIDED BY OHIO GAS COMPANY IN THE CITY OF NAPOLEON, OHIO.**

**WHEREAS**, the services provided by gas or natural gas companies and the charges for such service are of great importance to the citizens of the City of Napoleon, Ohio and have a direct effect upon opportunities to maintain and expand the local economy; and,

**WHEREAS**, the natural gas industry is going through a period of fundamental change promoted by increased emphasis upon the role of competition among energy forms and energy suppliers as a means of responding to the service needs of gas consumers at competitive; and,

**WHEREAS**, the City recognizes that competition among and between energy suppliers can provide consumers with greater flexibility to determine the nature and scope of utility services they require and reduce the need for costly regulation otherwise required to stimulate the forces of competition upon utility service providers that have opportunities to exercise monopoly powers; and,

**WHEREAS**, the City desires to preserve and protect its local economy by encouraging energy consumers and gas or natural gas companies to agree upon service terms, conditions and rates and charges as they deem appropriate under specific conditions and circumstances, subject to the terms of this Ordinance; and,

**WHEREAS**, the City desires to provide Ohio Gas and consumers with the opportunity to effectuate mutually acceptable natural gas service arrangements in a prompt and expeditious fashion;

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NAPOLEON, OHIO:**

**Section 1. DIRECT ASSIGNMENT OF COSTS**

From the effective date of this Ordinance Ohio Gas Company and its successors (hereinafter referred to as Gas Company) may segregate, allocate or directly assign costs to any consumer or group of consumers for purposes of establishing rates and charges for gas service provided that such rates and charges are acceptable to Gas Company and consumer or group of consumers, and memorialized in the form of a memorandum which generally describes the nature of the arrangement for gas service. Said special arrangement may be of the type contemplated by Sec. 4905.31 of the Ohio Revised Code, but shall be implemented pursuant to and governed by this Ordinance.

## **Section 2. MINIMUM BILLS AND VOLUMETRIC CHARGES FOR TRANSPORTATION SERVICES**

To the extent Gas Company and the consumer or group of consumers so agree, the special arrangements contemplated by Section 1 of this Ordinance may include a minimum bill or charge sufficient to provide compensation for the relevant fixed costs and a volumetric or throughput charge which shall not exceed the non gas cost-related expenses of Gas Company associated with sales service to customers receiving service under substantially the same circumstances and conditions and shall not be less than the short run variable operating and maintenance expense unique to the service plus some contribution to Gas Company's fixed costs. Costs for purposes of this Ordinance shall be identified and determined in accordance with generally acceptable accounting procedures and the applicable sections of the Uniform System of Accounts adopted by the PUCO for utilities within the same class as Gas Company. Rates and charges specified in such special arrangements shall recognize the extent to which, if any, the customer has advanced funds, owns facilities or has otherwise paid for plant equipment or facilities utilized, in whole or part, to provide utility service or services to the customer. Nothing in this Section 2 of this Ordinance shall preclude Gas Company and a consumer or group of consumers from entering into any other type of special arrangement which the parties determine to be mutually advantageous or beneficial.

## **Section 3. EFFECTIVE DATE AND INCORPORATION BY REFERENCE**

To the extent Gas Company and a consumer or group of consumers enter into a special arrangement contemplated by this Ordinance, such special arrangement shall be effective when executed or at such time as the parties otherwise agree, provided the memorandum generally describing the special arrangement is filed with the City Finance Director within thirty (30) days of such effective date. Upon filing with the City Finance Director, such special arrangement shall be deemed incorporated in this Ordinance, shall be designated as a Special Arrangement Schedule for the purpose of establishing rates, charges and the terms and conditions for the utility service as between Gas Company and the consumer or group of consumers, and shall be filed with this Ordinance as part of the City records.

## **Section 4. EFFECT OF ACCEPTANCE OF THIS ORDINANCE**

Gas Company may accept this Ordinance by filing its written acceptance hereof with the City Finance Director and such acceptance shall specifically state that Gas Company agrees to all the provisions of this Ordinance. By accepting this Ordinance, Gas Company shall, absent emergency circumstances, waive any right it may otherwise possess to apply to the Public Utilities Commission of Ohio (hereinafter referred to as the PUCO) to establish or to change any rates, charges

or service terms and conditions applicable to a consumer's service which is already the subject of a special arrangement entered into pursuant to this Ordinance unless the Gas Company provides written notice to the City and any affected special arrangement consumer of its intent to file such an application with the PUCO and a detailed description of the changes it intends to seek no later than thirty (30) days prior to filing the application with the Commission.

#### **Section 5. SCOPE OF SERVICES**

Special arrangements entered into and implemented pursuant to this Ordinance may include firm and interruptible transportation services, gas procurement and brokering services, balancing services, performance of pipeline safety requirements, storage services, standby, back-up or supplemental energy services and such other services or financial devices and arrangements as the parties determine to be reasonable subject to the terms and conditions of this Ordinance. Notwithstanding any other provision of this Ordinance, any such special arrangements shall not provide any person, firm, or corporation with any undue preference or advantage and shall not unduly discriminate against any person, firm or corporation.

#### **Section 6. ACTION OF COUNCIL**

That it is found and determined that all formal actions of this City Council concerning and relating to the adoption of this Ordinance were adopted in open meetings of this City Council, and that all deliberations of this City Council and any of its committees that resulted in such formal actions were in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code and the City's Revised Code of General Ordinances.

#### **Section 7. ORDINANCE CONFLICT**

That if any other prior Ordinance or Resolution is found to be in conflict with this Ordinance, then the provisions of this Ordinance shall prevail. Further, if any portion of this Ordinance is found to be invalid for any reason, such decision shall not affect the validity of the remaining portions of this Ordinance or any part thereof.

#### **Section 8. EFFECTIVE DATE**

That this Ordinance shall be effective on the earliest date provided by law and upon its acceptance in writing by the Gas Company as set forth in Section 4 hereof, and thereafter shall remain effective until repealed.

Passed:

03-18-96

Michael J. DeWit 3/18/96  
Michael J. DeWit, Council President

Approved:

03-18-96

Donald M. Stange  
Donald M. Stange, Mayor

VOTE ON PASSAGE 6 Yea 0 Nay - Abstain

Attest:

Gregory J. Heath  
Gregory J. Heath, Clerk/Finance Director



# OHIO GAS COMPANY

200 WEST HIGH STREET · BRYAN, OHIO 43508 · PHONE 419-636-1117  
FAX 419-636-5454

RICHARD P. HALLETT  
Vice President

June 10, 1996

Ms. Janice K. Phlipot  
Village Clerk-Treasurer  
Village of Paulding  
City Hall  
208 N. Williams  
Paulding, Ohio 45879

Re: Ordinance No. 1139-96

Dear Ms. Phlipot:

In accordance with Section 4 of the above referenced Ordinance, please consider this letter the acceptance in writing by Ohio Gas Company of the above Ordinance.

I wish to thank you, Mayor Miles, Mr. Wiebe and the Council for your attention to this matter. We appreciate the fine relationship which we have had with your community.

Very truly yours,

OHIO GAS COMPANY

Richard P. Hallett  
Vice President

RPH/mks

ORDINANCE NO. 1139-96

AN ORDINANCE AUTHORIZING RATES, CHARGES AND OTHER SERVICE TERMS AND CONDITIONS FOR SERVICE PROVIDED BY OHIO GAS COMPANY IN THE VILLAGE OF PAULDING, OHIO.

WHEREAS, the services provided by gas or natural gas companies and the charges for such service are of great importance to the citizens of the Village of Paulding, Ohio and have a direct effect upon opportunities to maintain and expand the local economy;

WHEREAS, the natural gas industry is going through a period of fundamental change promoted by increased emphasis upon the role of competition among energy forms and energy suppliers as a means of responding to the service needs of gas consumers at competitive prices;

WHEREAS, the Village recognizes that competition among and between energy suppliers can provide consumers with greater flexibility to determine the nature and scope of utility services they require and reduce the need for costly regulation otherwise required to stimulate the forces of competition upon utility service providers that have opportunities to exercise monopoly powers;

WHEREAS, the Village desires to preserve and protect its local economy by encouraging energy consumers and gas or natural gas companies to agree upon service terms, conditions and rates and charges as they deem appropriate under specific conditions and circumstances, subject to the terms of this Ordinance;

WHEREAS, the Village desires to provide Ohio Gas and consumers with the opportunity to effectuate mutually acceptable natural gas service arrangements in a prompt and expeditious fashion;

NOW THEREFORE, BE IT ORDAINED, By the Council of the Village of Paulding, Ohio, the necessary percentage of all members elected thereto concurring:

SECTION 1: DIRECT ASSIGNMENT OF COSTS

From the effective date of this Ordinance Ohio Gas Company and its successors (hereinafter referred to as Gas Company) may segregate, allocate or directly assign costs to any consumer or group of consumers for purposes of establishing rates and charges for gas service provided that such rates and charges are acceptable to Gas Company and consumer or group of consumers, and

memorialized in the form of a memorandum which generally describes the nature of the arrangement for gas service. Said special arrangement may be of the type contemplated by §4905.31 of the Revised Code, but shall be implemented pursuant to and governed by this Ordinance.

**SECTION 2: MINIMUM BILLS AND VOLUMETRIC CHARGES FOR TRANSPORTATION SERVICES**

To the extent Gas Company and the consumer or group of consumers so agree, the special arrangements contemplated by Section 1 of this Ordinance may include a minimum bill or charge sufficient to provide compensation for the relevant fixed costs and a volumetric or throughput charge which shall not exceed the non gas cost-related expenses of Gas Company associated with sales service to customers receiving service under substantially the same circumstances and conditions and shall not be less than the short run variable operating and maintenance expense unique to the service plus some contribution to Gas Company's fixed costs. Costs for purposes of this Ordinance shall be identified and determined in accordance with generally acceptable accounting procedures and the applicable sections of the Uniform System of Accounts adopted by the PUCO for utilities within the same class as Gas Company. Rates and charges specified in such special arrangements shall recognize the extent to which, if any, the customer has advanced funds, owns facilities or has otherwise paid for plant equipment or facilities utilized, in whole or part, to provide utility service or services to the customer. Nothing in this Section 2 of this Ordinance shall preclude Gas Company and a consumer or group of consumers from entering into any other type of special arrangement which the parties determine to be mutually advantageous or beneficial.

**SECTION 3: EFFECTIVE DATE AND INCORPORATION BY REFERENCE**

To the extent Gas Company and a consumer or group of consumers enter into a special arrangement contemplated by this Ordinance, such special arrangement shall be effective when executed or at such time as the parties otherwise agree, provided the memorandum generally describing the special arrangement is filed with the Clerk of Council within thirty (30) days of such effective date. Upon filing with the Clerk of Council, such special arrangement shall be deemed incorporated in this Ordinance, shall be designated as a Special Arrangement Schedule for the purpose of establishing rates, charges and the terms and conditions for the utility service as between Gas Company and the consumer or group of consumers, and shall be filed with this Ordinance as part of the Village records.

**SECTION 4: EFFECT OF ACCEPTANCE OF THIS ORDINANCE**

Gas Company may accept this Ordinance by notifying the Clerk of Council, and any other representatives of the Village that must otherwise receive such notice by law, in writing, that Gas Company agrees to the provisions of this Ordinance. By accepting this Ordinance, Gas Company shall, absent emergency circumstances, waive any right it may otherwise possess to apply to the Public Utilities Commission of Ohio (hereinafter referred to as the PUCO) to establish or to change any rates, charges or service terms and conditions applicable to a consumer's service which is already the subject of a special arrangement entered into pursuant to this Ordinance unless the Gas Company provides written notice to the City and any affected special arrangement consumer of its intent to file such an application with the PUCO and a detailed description of the changes it intends to seek no later than thirty (30) days prior to filing the application with the Commission.

**SECTION 5: SCOPE OF SERVICES**

Special arrangements entered into and implemented pursuant to this Ordinance may include firm and interruptible transportation services, gas procurement and brokering services, balancing services, performance of pipeline safety requirements, storage services, standby, back-up or supplemental energy services and such other services or financial devices and arrangements as the parties determine to be reasonable subject to the terms and conditions of this Ordinance.

**SECTION 6: EFFECTIVE DATE**

This Ordinance shall be effective on the earliest date provided by law and until repealed by Village.

*Eric M. Smith*  
Mayor

PASSED: *June 3, 1996*

ATTEST: *Janice K. Philipot*  
Clerk

I certify this to be a true copy as passed by Paulding Village Council on June 3, 1996.

*Janice K. Philipot*  
Janice K. Philipot, Clerk-Treasurer



# OHIO GAS COMPANY

200 WEST HIGH STREET · BRYAN, OHIO 43506 · PHONE 419-636-1117  
FAX 419-636-5454

RICHARD P. HALLETT  
Vice President

August 2, 1996

Mr. Ronald Etzler  
Clerk of the Village of Payne  
Village Clerks Office  
P.O. Box 58  
Payne OH 45880

Dear Mr. Etzler:

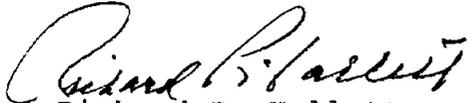
Re: Ordinance No. 96-7

In accordance with Section 4 of the above referenced Ordinance,  
please consider this letter the acceptance in writing by Ohio Gas  
Company of the above Ordinance.

I wish to thank you, Mayor Rosswurm and the Council for your  
attention to this matter. We appreciate the fine relationship  
which we have had with your community.

Very truly yours,

OHIO GAS COMPANY

  
Richard P. Hallett  
Vice President

RPH/mks

ORDINANCE NO. 96-7

AN ORDINANCE AUTHORIZING RATES, CHARGES AND OTHER SERVICE TERMS AND CONDITIONS FOR SERVICE PROVIDED BY OHIO GAS COMPANY IN THE VILLAGE OF PAYNE, OHIO.

WHEREAS, the services provided by gas or natural gas companies and the charges for such service are of great importance to the citizens of the Village of Payne, Ohio and have a direct effect upon opportunities to maintain and expand the local economy;

WHEREAS, the natural gas industry is going through a period of fundamental change promoted by increased emphasis upon the role of competition among energy forms and energy suppliers as a means of responding to the service needs of gas consumers at competitive prices;

WHEREAS, the Village recognizes that competition among and between energy suppliers can provide consumers with greater flexibility to determine the nature and scope of utility services they require and reduce the need for costly regulation otherwise required to stimulate the forces of competition upon utility service providers that have opportunities to exercise monopoly powers;

WHEREAS, the Village desires to preserve and protect its local economy by encouraging energy consumers and gas or natural gas companies to agree upon service terms, conditions and rates and charges as they deem appropriate under specific conditions and circumstances, subject to the terms of this Ordinance;

WHEREAS, the Village desires to provide Ohio Gas and consumers with the opportunity to effectuate mutually acceptable natural gas service arrangements in a prompt and expeditious fashion;

NOW THEREFORE, BE IT ORDAINED, By the Council of the Village of Payne, Ohio, the necessary percentage of all members elected thereto concurring:

SECTION 1: DIRECT ASSIGNMENT OF COSTS

From the effective date of this Ordinance Ohio Gas Company and its successors (hereinafter referred to as Gas Company) may segregate, allocate or directly assign costs to any consumer or group of consumers for purposes of establishing rates and charges for gas service provided that such rates and charges are acceptable to Gas Company and consumer or group of consumers, and

memorialized in the form of a memorandum which generally describes the nature of the arrangement for gas service. Said special arrangement may be of the type contemplated by §4905.31 of the Revised Code, but shall be implemented pursuant to and governed by this Ordinance.

**SECTION 2: MINIMUM BILLS AND VOLUMETRIC CHARGES FOR TRANSPORTATION SERVICES**

To the extent Gas Company and the consumer or group of consumers so agree, the special arrangements contemplated by Section 1 of this Ordinance may include a minimum bill or charge sufficient to provide compensation for the relevant fixed costs and a volumetric or throughput charge which shall not exceed the non gas cost-related expenses of Gas Company associated with sales service to customers receiving service under substantially the same circumstances and conditions and shall not be less than the short run variable operating and maintenance expense unique to the service plus some contribution to Gas Company's fixed costs. Costs for purposes of this Ordinance shall be identified and determined in accordance with generally acceptable accounting procedures and the applicable sections of the Uniform System of Accounts adopted by the PUCO for utilities within the same class as Gas Company. Rates and charges specified in such special arrangements shall recognize the extent to which, if any, the customer has advanced funds, owns facilities or has otherwise paid for plant equipment or facilities utilized, in whole or part, to provide utility service or services to the customer. Nothing in this Section 2 of this Ordinance shall preclude Gas Company and a consumer or group of consumers from entering into any other type of special arrangement which the parties determine to be mutually advantageous or beneficial.

**SECTION 3: EFFECTIVE DATE AND INCORPORATION BY REFERENCE**

To the extent Gas Company and a consumer or group of consumers enter into a special arrangement contemplated by this Ordinance, such special arrangement shall be effective when executed or at such time as the parties otherwise agree, provided the memorandum generally describing the special arrangement is filed with the Clerk of Council within thirty (30) days of such effective date. Upon filing with the Clerk of Council, such special arrangement shall be deemed incorporated in this Ordinance, shall be designated as a Special Arrangement Schedule for the purpose of establishing rates, charges and the terms and conditions for the utility service as between Gas Company and the consumer or group of consumers, and shall be filed with this Ordinance as part of the Village records.

**SECTION 4: EFFECT OF ACCEPTANCE OF THIS ORDINANCE**

Gas Company may accept this Ordinance by notifying the Clerk of Council, and any other representatives of the Village that must otherwise receive such notice by law, in writing, that Gas Company agrees to the provisions of this Ordinance. By accepting this Ordinance, Gas Company shall, absent emergency circumstances, waive any right it may otherwise possess to apply to the Public Utilities Commission of Ohio (hereinafter referred to as the PUCO) to establish or to change any rates, charges or service terms and conditions applicable to a consumer's service which is already the subject of a special arrangement entered into pursuant to this Ordinance unless the Gas Company provides written notice to the City and any affected special arrangement consumer of its intent to file such an application with the PUCO and a detailed description of the changes it intends to seek no later than thirty (30) days prior to filing the application with the Commission.

**SECTION 5: SCOPE OF SERVICES**

Special arrangements entered into and implemented pursuant to this Ordinance may include firm and interruptible transportation services, gas procurement and brokering services, balancing services, performance of pipeline safety requirements, storage services, standby, back-up or supplemental energy services and such other services or financial devices and arrangements as the parties determine to be reasonable subject to the terms and conditions of this Ordinance.

**SECTION 6: EFFECTIVE DATE**

This Ordinance shall be effective on the earliest date provided by law and until repealed by Village.

PASSED June 17, 1996

PASSED July 1, 1996

PASSED: July 15, 1996

Paul R. Cassman  
Mayor

ATTEST: Ronald Ester  
Clerk



# OHIO GAS COMPANY

200 WEST HIGH STREET • BRYAN, OHIO 43506 • PHONE 419-636-1117

J. L. TUTTLE  
President  
Chief Executive Officer

May 7, 1996

Ms. Lorelee Mercer  
Village Clerk  
Village of Pioneer  
P.O. Box 335  
Pioneer, Ohio 43554-0335

Re: Ordinance No. 3-1996

Dear Ms. Mercer:

In accordance with Section 4 of the above referenced Ordinance, please consider this letter the acceptance in writing by Ohio Gas Company of the above Ordinance.

I wish to thank you, Mayor Kidston and the Council for your attention to this matter. We appreciate the fine relationship which we have had with your community.

Very truly yours,

OHIO GAS COMPANY

J. L. Tuttle  
President

JLT/mks

ORDINANCE NO. 3-1996

**AN ORDINANCE AUTHORIZING RATES, CHARGES  
AND OTHER SERVICE TERMS AND CONDITIONS  
FOR SERVICE PROVIDED BY OHIO GAS COMPANY  
IN THE VILLAGE of PIONEER, OHIO.**

**WHEREAS,** the services provided by gas or natural gas companies and the charges for such service are of great importance to the citizens of the Village of Pioneer, Ohio and have a direct effect upon opportunities to maintain and expand the local economy;

**WHEREAS,** the natural gas industry is going through a period of fundamental change promoted by increased emphasis upon the role of competition among energy forms and energy suppliers as a means of responding to the service needs of gas consumers at competitive prices;

**WHEREAS,** the Village recognizes that competition among and between energy suppliers can provide consumers with greater flexibility to determine the nature and scope of utility services they require and reduce the need for costly regulation otherwise required to stimulate the forces of competition upon utility service providers that have opportunities to exercise monopoly powers;

**WHEREAS,** the Village desires to preserve and protect its local economy by encouraging energy consumers and gas or natural gas companies to agree upon service terms, conditions and rates and charges as they deem appropriate under specific conditions and circumstances, subject to the terms of this Ordinance;

**WHEREAS,** the Village desires to provide Ohio Gas and consumers with the opportunity to effectuate mutually acceptable natural gas service arrangements in a prompt and expeditious fashion;

**NOW THEREFORE, BE IT ORDAINED,** By the Council of the Village of Pioneer, Ohio, the necessary percentage of all members elected thereto concurring:

**SECTION 1: DIRECT ASSIGNMENT OF COSTS**

From the effective date of this Ordinance Ohio Gas Company and its successors (hereinafter referred to as Gas Company) may segregate, allocate or directly assign costs to any consumer or group of consumers for purposes of establishing rates and charges for gas service provided that such rates and charges are acceptable to Gas Company and consumer or group of consumers, and memorialized in the form of a memorandum which generally describes the nature of the arrangement for gas service. Said special arrangement may be of the type contemplated by Sec. 4905.31,

Revised Code, but shall be implemented pursuant to and governed by this Ordinance.

**SECTION 2:       MINIMUM BILLS AND VOLUMETRIC CHARGES FOR  
TRANSPORTATION SERVICES**

To the extent Gas Company and the consumer or group of consumers so agree, the special arrangements contemplated by Section 1 of this Ordinance may include a minimum bill or charge sufficient to provide compensation for the relevant fixed costs and a volumetric or throughput charge which shall not exceed the non gas cost-related expenses of Gas Company associated with sales service to customers receiving service under substantially the same circumstances and conditions and shall not be less than the short run variable operating and maintenance expense unique to the service plus some contribution to Gas Company's fixed costs. Costs for purposes of this Ordinance shall be identified and determined in accordance with generally acceptable accounting procedures and the applicable sections of the Uniform System of Accounts adopted by the PUCO for utilities within the same class as Gas Company. Rates and charges specified in such special arrangements shall recognize the extent to which, if any, the customer has advanced funds, owns facilities or has otherwise paid for plant equipment or facilities utilized, in whole or part, to provide utility service or services to the customer. Nothing in this Section 2 of this Ordinance shall preclude Gas Company and a consumer or group of consumers from entering into any other type of special arrangement which the parties determine to be mutually advantageous or beneficial.

**SECTION 3:       EFFECTIVE DATE AND INCORPORATION BY REFERENCE**

To the extent Gas Company and a consumer or group of consumers enter into a special arrangement contemplated by this Ordinance, such special arrangement shall be effective when executed or at such time as the parties otherwise agree, provided the memorandum generally describing the special arrangement is filed with the Clerk of Council within thirty (30) days of such effective date. Upon filing with the Clerk of Council, such special arrangement shall be deemed incorporated in this Ordinance, shall be designated as a Special Arrangement Schedule for the purpose of establishing rates, charges and the terms and conditions for the utility service as between Gas Company and the consumer or group of consumers, and shall be filed with this Ordinance as part of the Village records.

**SECTION 4:       EFFECT OF ACCEPTANCE OF THIS ORDINANCE**

Gas Company may accept this Ordinance by notifying the Clerk of Council, and any other representatives of the Village that must otherwise receive such notice by law, in writing, that Gas Company agrees to the provisions of this Ordinance. By accepting this

Ordinance, Gas Company shall, absent emergency circumstances, waive any right it may otherwise possess to apply to the Public Utilities Commission of Ohio (hereinafter referred to as the PUCO) to establish or to change any rates, charges or service terms and conditions applicable to a consumer's service which is already the subject of a special arrangement entered into pursuant to this Ordinance unless the Gas Company provides written notice to the City and any affected special arrangement consumer of its intent to file such an application with the PUCO and a detailed description of the changes it intends to seek no later than thirty (30) days prior to filing the application with the Commission.

**SECTION 5: SCOPE OF SERVICES**

Special arrangements entered into and implemented pursuant to this Ordinance may include firm and interruptible transportation services, gas procurement and brokering services, balancing services, performance of pipeline safety requirements, storage services, standby, back-up or supplemental energy services and such other services or financial devices and arrangements as the parties determine to be reasonable subject to the terms and conditions of this Ordinance.

**SECTION 6: EFFECTIVE DATE**

This Ordinance shall be effective on the earliest date provided by law and until repealed by Village. (April 12, 1996)

*E. A. Kish*  
Mayor

PASSED: March 11, 1996

ATTEST: *Charles Moore*  
Clerk



# OHIO GAS COMPANY

200 WEST HIGH STREET · BRYAN, OHIO 43506 · PHONE 419-636-1117  
FAX 419-636-5454

RICHARD P. HALLETT  
Vice President

May 21, 1996

Ms. Bethany Clemens  
Village Clerk  
Village of Stryker  
203 N. Depot St.  
Stryker, Ohio 43557

Re: Ordinance No. 1996-6

Dear Ms. Clemens:

In accordance with Section 4 of the above referenced Ordinance, please consider this letter the acceptance in writing by Ohio Gas Company of the above Ordinance.

I wish to thank you, Mayor Leupp and the Council for your attention to this matter. We appreciate the fine relationship which we have had with your community.

Very truly yours,

OHIO GAS COMPANY

Richard P. Hallett  
Vice President

RPH/mks

*Stryker*

ORDINANCE NO. 1996-6

AN ORDINANCE AUTHORIZING RATES, CHARGES AND OTHER SERVICE TERMS AND CONDITIONS FOR SERVICE PROVIDED BY OHIO GAS COMPANY IN THE VILLAGE OF STRYKER, OHIO.

WHEREAS, the services provided by gas or natural gas companies and the charges for such service are of great importance to the citizens of the Village of Stryker, Ohio and have a direct effect upon opportunities to maintain and expand the local economy;

WHEREAS, the natural gas industry is going through a period of fundamental change promoted by increased emphasis upon the role of competition among energy forms and energy suppliers as a means of responding to the service needs of gas consumers at competitive prices;

WHEREAS, the Village recognizes that competition among and between energy suppliers can provide consumers with greater flexibility to determine the nature and scope of utility services they require and reduce the need for costly regulation otherwise required to stimulate the forces of competition upon utility service providers that have opportunities to exercise monopoly powers;

WHEREAS, the Village desires to preserve and protect its local economy by encouraging energy consumers and gas or natural gas companies to agree upon service terms, conditions and rates and charges as they deem appropriate under specific conditions and circumstances, subject to the terms of this Ordinance;

WHEREAS, the Village desires to provide Ohio Gas and consumers with the opportunity to effectuate mutually acceptable natural gas service arrangements in a prompt and expeditious fashion;

NOW THEREFORE, BE IT ORDAINED, By the Council of the Village of Stryker, Ohio, the necessary percentage of all members elected thereto concurring:

SECTION 1: DIRECT ASSIGNMENT OF COSTS

From the effective date of this Ordinance Ohio Gas Company and its successors (hereinafter referred to as Gas Company) may segregate, allocate or directly assign costs to any consumer or group of consumers for purposes of establishing rates and charges for gas service provided that such rates and charges are acceptable to Gas Company and consumer or group of consumers, and

memorialized in the form of a memorandum which generally describes the nature of the arrangement for gas service. Said special arrangement may be of the type contemplated by §4905.31 of the Revised Code, but shall be implemented pursuant to and governed by this Ordinance.

**SECTION 2: MINIMUM BILLS AND VOLUMETRIC CHARGES FOR TRANSPORTATION SERVICES**

To the extent Gas Company and the consumer or group of consumers so agree, the special arrangements contemplated by Section 1 of this Ordinance may include a minimum bill or charge sufficient to provide compensation for the relevant fixed costs and a volumetric or throughput charge which shall not exceed the non gas cost-related expenses of Gas Company associated with sales service to customers receiving service under substantially the same circumstances and conditions and shall not be less than the short run variable operating and maintenance expense unique to the service plus some contribution to Gas Company's fixed costs. Costs for purposes of this Ordinance shall be identified and determined in accordance with generally acceptable accounting procedures and the applicable sections of the Uniform System of Accounts adopted by the PUCO for utilities within the same class as Gas Company. Rates and charges specified in such special arrangements shall recognize the extent to which, if any, the customer has advanced funds, owns facilities or has otherwise paid for plant equipment or facilities utilized, in whole or part, to provide utility service or services to the customer. Nothing in this Section 2 of this Ordinance shall preclude Gas Company and a consumer or group of consumers from entering into any other type of special arrangement which the parties determine to be mutually advantageous or beneficial.

**SECTION 3: EFFECTIVE DATE AND INCORPORATION BY REFERENCE**

To the extent Gas Company and a consumer or group of consumers enter into a special arrangement contemplated by this Ordinance, such special arrangement shall be effective when executed or at such time as the parties otherwise agree, provided the memorandum generally describing the special arrangement is filed with the Clerk of Council within thirty (30) days of such effective date. Upon filing with the Clerk of Council, such special arrangement shall be deemed incorporated in this Ordinance, shall be designated as a Special Arrangement Schedule for the purpose of establishing rates, charges and the terms and conditions for the utility service as between Gas Company and the consumer or group of consumers, and shall be filed with this Ordinance as part of the Village records.

**SECTION 4: EFFECT OF ACCEPTANCE OF THIS ORDINANCE**

Gas Company may accept this Ordinance by notifying the Clerk of Council, and any other representatives of the Village that must otherwise receive such notice by law, in writing, that Gas Company agrees to the provisions of this Ordinance. By accepting this Ordinance, Gas Company shall, absent emergency circumstances, waive any right it may otherwise possess to apply to the Public Utilities Commission of Ohio (hereinafter referred to as the PUCO) to establish or to change any rates, charges or service terms and conditions applicable to a consumer's service which is already the subject of a special arrangement entered into pursuant to this Ordinance unless the Gas Company provides written notice to the City and any affected special arrangement consumer of its intent to file such an application with the PUCO and a detailed description of the changes it intends to seek no later than thirty (30) days prior to filing the application with the Commission.

**SECTION 5: SCOPE OF SERVICES**

Special arrangements entered into and implemented pursuant to this Ordinance may include firm and interruptible transportation services, gas procurement and brokering services, balancing services, performance of pipeline safety requirements, storage services, standby, back-up or supplemental energy services and such other services or financial devices and arrangements as the parties determine to be reasonable subject to the terms and conditions of this Ordinance.

**SECTION 6: EFFECTIVE DATE**

This Ordinance shall be effective on the earliest date provided by law and until repealed by Village.

  
Mayor

PASSED: May 13, 1996

ATTEST: Bethany S. Clemens  
Clerk



# OHIO GAS COMPANY

200 WEST HIGH STREET • BRYAN, OHIO 43506 • PHONE 419-636-1117  
FAX 419-636-5454

RICHARD P. HALLETT  
Vice President

December 4, 1996

Ms. Ardys Slaninka  
Clerk of the Village of Swanton  
219 Chestnut St.  
Swanton, Ohio 43558

Dear Ms. Slaninka:

Re: Ordinance No. 96-30

In accordance with Section 4 of the above referenced Ordinance, please consider this letter the acceptance in writing by Ohio Gas Company of the above Ordinance.

I wish to thank you, Mayor Moore, Mr. Syx and the Council for your attention to this matter. We appreciate the fine relationship which we have had with your community.

Very truly yours,

OHIO GAS COMPANY

Richard P. Hallett  
Vice President

RPH/mks

Ordinance No. 96-30 .. Passed November 25, 19 96

AN ORDINANCE AUTHORIZING RATES, CHARGES  
AND OTHER SERVICE TERMS AND CONDITIONS  
FOR SERVICE PROVIDED BY OHIO GAS COMPANY  
IN THE VILLAGE OF SWANTON, OHIO

WHEREAS, the services provided by gas or natural gas companies and the charges for such service are of great importance to the citizens of the Village of Swanton, Ohio and have a direct effect upon opportunities to maintain and expand the local economy;

WHEREAS, the natural gas industry is going through a period of fundamental change promoted by increased emphasis upon the role of competition among energy forms and energy suppliers as a means of responding to the service needs of gas consumers at competitive prices;

WHEREAS, the Village recognizes that competition among and between energy suppliers can provide consumers with greater flexibility to determine the nature and scope of utility services they require and reduce the need for costly regulation elsewhere required to stimulate the forces of competition upon utility service providers that have opportunities to exercise monopoly powers;

WHEREAS, the Village desires to preserve and protect its local economy by encouraging energy consumers and gas or natural gas companies to agree upon service terms, conditions and rates and charges as they deem appropriate under specific conditions and circumstances, subject to the terms of this ordinance;

WHEREAS, the Village desires to provide Ohio Gas and consumers, with the opportunity to effectuate mutually acceptable natural gas service arrangements in a prompt and expeditious fashion;

NOW THEREFORE, BE IT ORDAINED, by the Council of the Village of Swanton, Ohio, the necessary percentage of all members elected thereto concurring:

SECTION 1: DIRECT ASSIGNMENT OF COSTS

From the effective date of this Ordinance Ohio Gas Company and its successors (hereinafter referred to as Gas Company), may segregate, allocate or directly assign costs to any consumer or group of consumers for purposes of establishing rates and charges for gas service provided that such rates and charges are acceptable to Gas Company and consumer or group of consumers and memorialized in the form of a memorandum which generally describes the nature of the arrangement for gas service. Said special arrangement may be of the type contemplated by Sec. 4905.31 of the Revised Code, but shall be implemented pursuant to and governed by this ordinance.

SECTION 2: MINIMUM BILLS AND VOLUMETRIC CHARGES FOR TRANSPORTATION SERVICES

To the extent Gas Company and the consumer or group of consumers so agree, the special arrangements contemplated by Section 1 of this ordinance may include a minimum bill or charge sufficient to provide compensation for the relevant fixed costs and a volumetric or throughout charge which shall not exceed the non gas cost-related expenses of Gas Company associated with sales service to customers receiving service under substantially the same circumstances and conditions and shall not be less than the short run variable operating and maintenance expense unique to the service plus some contribution to Gas Company's fixed costs. Costs for purposes of this ordinance shall be identified and determined in accordance with generally acceptable accounting procedures and the applicable sections of the Uniform System of Accounts adopted by the PUCO for utilities within the same class as Gas Company. Rates and charges specified in such special arrangements shall recognize the extent





# OHIO GAS COMPANY

200 WEST HIGH STREET • BRYAN, OHIO 43506 • PHONE 419-636-1117

J. L. TUTTLE  
President  
Chief Executive Officer

March 18, 1996

Ms. Margaret A. Murphy  
Clerk of Council  
City of Wauseon  
230 Clinton Street  
Wauseon, Ohio 43567

Re: Ordinance No. 1996-4

Dear Ms. Murphy:

In accordance with Section 4 of the above referenced Ordinance, please consider this letter the acceptance in writing by Ohio Gas Company of the above Ordinance.

I wish to thank you, Mayor Matheny, Dennis Richardson and the Council for your attention to this matter. We appreciate the fine relationship which we have had with your community.

Very truly yours,

OHIO GAS COMPANY

J. L. Tuttle  
President

JLT/mks

	Yes	No	
Emergency			
First Reading	<u>6</u>	<u>0</u>	2/5/96
Second Reading			
Third Reading			
Suspension	<u>6</u>	<u>0</u>	2/19/96

**ORDINANCE NO. 1996-4**

**AN ORDINANCE AUTHORIZING RATES, CHARGES  
AND OTHER SERVICE TERMS AND CONDITIONS  
FOR SERVICE PROVIDED BY OHIO GAS COMPANY  
IN THE CITY OF WAUSEON, OHIO.**

**WHEREAS**, the services provided by gas or natural gas companies and the charges for such service are of great importance to the citizens of the City of Wauseon, Ohio and have a direct effect upon opportunities to maintain and expand the local economy;

**WHEREAS**, the natural gas industry is going through a period of fundamental change promoted by increased emphasis upon the role of competition among energy forms and energy suppliers as a means of responding to the service needs of gas consumers at competitive prices;

**WHEREAS**, the City recognizes that competition among and between energy suppliers can provide consumers with greater flexibility to determine the nature and scope of utility services they require and reduce the need for costly regulation otherwise required to stimulate the forces of competition upon utility service providers that have opportunities to exercise monopoly powers;

**WHEREAS**, the City desires to preserve and protect its local economy by encouraging energy consumers and gas or natural gas companies to agree upon service terms, conditions and rates and charges as they deem appropriate under specific conditions and circumstances, subject to the terms of this Ordinance;

**WHEREAS**, the City desires to provide Ohio Gas and consumers with the opportunity to effectuate mutually acceptable natural gas service arrangements in a prompt and expeditious fashion;

**NOW THEREFORE, BE IT ORDAINED**, By the Council of the City of Wauseon, Ohio, the necessary percentage of all members elected thereto concurring:

**SECTION 1: DIRECT ASSIGNMENT OF COSTS**

From the effective date of this Ordinance Ohio Gas Company and its successors (hereinafter referred to as Gas Company) may segregate, allocate or directly assign costs to any consumer or group of consumers for purposes of establishing rates and charges for gas service provided that such rates and charges are acceptable to Gas Company and consumer or group of consumers, and memorialized in the form of a memorandum which generally describes the nature of the arrangement for gas service. Said special arrangement may be of the type contemplated by Sec. 4905.31,

Revised Code, but shall be implemented pursuant to and governed by this Ordinance.

**SECTION 2:       MINIMUM BILLS AND VOLUMETRIC CHARGES FOR  
TRANSPORTATION SERVICES**

To the extent Gas Company and the consumer or group of consumers so agree, the special arrangements contemplated by Section 1 of this Ordinance may include a minimum bill or charge sufficient to provide compensation for the relevant fixed costs and a volumetric or throughput charge which shall not exceed the non gas cost-related expenses of Gas Company associated with sales service to customers receiving service under substantially the same circumstances and conditions and shall not be less than the short run variable operating and maintenance expense unique to the service plus some contribution to Gas Company's fixed costs. Costs for purposes of this Ordinance shall be identified and determined in accordance with generally acceptable accounting procedures and the applicable sections of the Uniform System of Accounts adopted by the PUCO for utilities within the same class as Gas Company. Rates and charges specified in such special arrangements shall recognize the extent to which, if any, the customer has advanced funds, owns facilities or has otherwise paid for plant equipment or facilities utilized, in whole or part, to provide utility service or services to the customer. Nothing in this Section 2 of this Ordinance shall preclude Gas Company and a consumer or group of consumers from entering into any other type of special arrangement which the parties determine to be mutually advantageous or beneficial.

**SECTION 3:       EFFECTIVE DATE AND INCORPORATION BY REFERENCE**

To the extent Gas Company and a consumer or group of consumers enter into a special arrangement contemplated by this Ordinance, such special arrangement shall be effective when executed or at such time as the parties otherwise agree, provided the memorandum generally describing the special arrangement is filed with the Clerk of Council within thirty (30) days of such effective date. Upon filing with the Clerk of Council, such special arrangement shall be deemed incorporated in this Ordinance, shall be designated as a Special Arrangement Schedule for the purpose of establishing rates, charges and the terms and conditions for the utility service as between Gas Company and the consumer or group of consumers, and shall be filed with this Ordinance as part of the Village records.

**SECTION 4:       EFFECT OF ACCEPTANCE OF THIS ORDINANCE**

Gas Company may accept this Ordinance by notifying the Clerk of Council, and any other representatives of the City that must otherwise receive such notice by law, in writing, that Gas Company agrees to the provisions of this Ordinance. By accepting this

Ordinance, Gas Company shall, absent emergency circumstances, waive any right it may otherwise possess to apply to the Public Utilities Commission of Ohio (hereinafter referred to as the PUCO) to establish or to change any rates, charges or service terms and conditions applicable to a consumer's service which is already the subject of a special arrangement entered into pursuant to this Ordinance unless the Gas Company provides written notice to the City and any affected special arrangement consumer of its intent to file such an application with the PUCO and a detailed description of the changes it intends to seek no later than thirty (30) days prior to filing the application with the Commission.

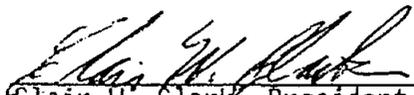
**SECTION 5: SCOPE OF SERVICES**

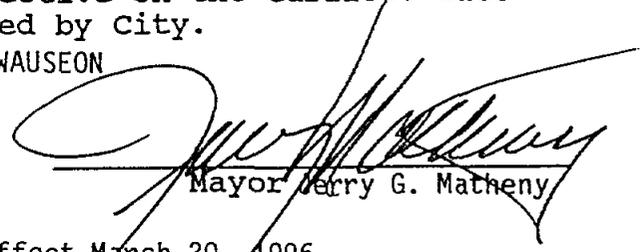
Special arrangements entered into and implemented pursuant to this Ordinance may include firm and interruptible transportation services, gas procurement and brokering services, balancing services, performance of pipeline safety requirements, storage services, standby, back-up or supplemental energy services and such other services or financial devices and arrangements as the parties determine to be reasonable subject to the terms and conditions of this Ordinance.

**SECTION 6: EFFECTIVE DATE**

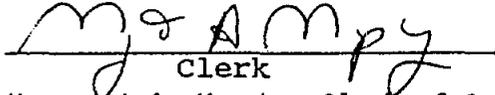
This Ordinance shall be effective on the earliest date provided by law and until repealed by City.

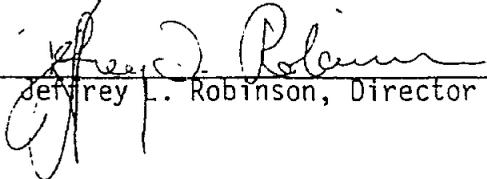
CITY OF WAUSEON

  
Clair W. Clark, President of Council

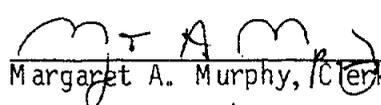
  
Mayor Jerry G. Matheny

PASSED: February 19, 1996, takes effect March 20, 1996

ATTEST:   
Clerk  
Margaret A. Murphy, Clerk of Council

Approved as to form:   
Jeffrey L. Robinson, Director of Law

I, Margaret A. Murphy, Clerk of Council for the City of Wauseon, do hereby certify that this is a true and accurate copy of Ordinance No. 1996-4 passed on February 19, 1996.

  
Margaret A. Murphy, Clerk of Council



# OHIO GAS COMPANY

200 WEST HIGH STREET • BRYAN, OHIO 43508 • PHONE 419-636-1117  
FAX 419-636-5454

RICHARD P. HALLETT  
Vice President

May 21, 1996

Ms. Rosanna Ashenfelter  
Village Clerk-Treasurer  
Village of West Unity  
P.O. Box 207  
West Unity, Ohio 43570

Re: Ordinance No. 1996-6

Dear Ms. Ashenfelter:

In accordance with Section 4 of the above referenced Ordinance, please consider this letter the acceptance in writing by Ohio Gas Company of the above Ordinance.

I wish to thank you, Mayor Stuckey and the Council for your attention to this matter. We appreciate the fine relationship which we have had with your community.

Very truly yours,

OHIO GAS COMPANY

Richard P. Hallett  
Vice President

RPH/mks

ORDINANCE NO. 1996-6

AN ORDINANCE AUTHORIZING RATES, CHARGES  
AND OTHER SERVICE TERMS AND CONDITIONS  
FOR SERVICE PROVIDED BY OHIO GAS COMPANY  
IN THE VILLAGE of WEST UNITY, OHIO.

WHEREAS, the services provided by gas or natural gas companies and the charges for such service are of great importance to the citizens of the Village of West Unity, Ohio and have a direct effect upon opportunities to maintain and expand the local economy;

WHEREAS, the natural gas industry is going through a period of fundamental change promoted by increased emphasis upon the role of competition among energy forms and energy suppliers as a means of responding to the service needs of gas consumers at competitive prices;

WHEREAS, the Village recognizes that competition among and between energy suppliers can provide consumers with greater flexibility to determine the nature and scope of utility services they require and reduce the need for costly regulation otherwise required to stimulate the forces of competition upon utility service providers that have opportunities to exercise monopoly powers;

WHEREAS, the Village desires to preserve and protect its local economy by encouraging energy consumers and gas or natural gas companies to agree upon service terms, conditions and rates and charges as they deem appropriate under specific conditions and circumstances, subject to the terms of this Ordinance;

WHEREAS, the Village desires to provide Ohio Gas and consumers with the opportunity to effectuate mutually acceptable natural gas service arrangements in a prompt and expeditious fashion;

NOW THEREFORE, BE IT ORDAINED, By the Council of the Village of West Unity, Ohio, the necessary percentage of all members elected thereto concurring:

SECTION 1: DIRECT ASSIGNMENT OF COSTS

From the effective date of this Ordinance Ohio Gas Company and its successors (hereinafter referred to as Gas Company) may segregate, allocate or directly assign costs to any consumer or group of consumers for purposes of establishing rates and charges for gas service provided that such rates and charges are acceptable to Gas Company and consumer or group of consumers, and memorialized in the form of a memorandum which generally describes the nature of the arrangement for gas service. Said special arrangement may be of the type contemplated by Sec. 4905.31,

ORDINANCE NO. 10-96

AN ORDINANCE EMPOWERING AND AUTHORIZING RATES, CHARGES AND OTHER SERVICE TERMS AND CONDITIONS FOR NATURAL GAS SERVICE AS PROVIDED BY THE OHIO GAS COMPANY TO CONSUMERS AND GROUPS OF CONSUMERS IN THE VILLAGE OF WHITEHOUSE, LUCAS COUNTY, OHIO, AND DECLARING AN EMERGENCY.

WHEREAS, the cost effective provision of gas or natural gas products from the Ohio Gas Company to consumers and groups of consumers within the Village of Whitehouse, Lucas County, Ohio, is of great importance to the Village of Whitehouse, Lucas County, Ohio, as the provision of such natural gas utility service has a direct effect upon opportunities to maintain and expand the local economy;

WHEREAS, the Village of Whitehouse, Lucas County, Ohio, recognizes that competition among and between natural gas energy suppliers can provide consumers within the Village with greater flexibility to determine the nature and scope of natural gas utility services that they may require and may reduce the need for costly regulation otherwise required to stimulate such competitive forces upon service providers that have the right and opportunity to exercise certain monopoly powers granted by the State of Ohio;

WHEREAS, the Village of Whitehouse, Lucas County, Ohio, hereby desires to preserve and protect as well as encourage the development and expansion of the local economy by encouraging consumers and the Ohio Gas Company to agree upon certain terms and conditions including rates and charges for natural gas utility service as the parties deem appropriate under specific conditions and circumstances, subject to the terms hereinafter stated in this ordinance; and

WHEREAS, the Village of Whitehouse, Lucas County, Ohio, hereby expresses its desire to provide Ohio Gas and the consumers for said utility the opportunity to effectuate mutually agreeable and acceptable service contract agreements in the most prompt and expeditious fashion possible under the existing regulatory structure for said gas utility services within the State of Ohio;

NOW THEREFORE, BE IT ORDAINED, BY THE COUNCIL OF THE VILLAGE OF WHITEHOUSE, LUCAS COUNTY, OHIO, three-fourths (3/4) of all members elected thereto concurring:

SECTION I: DIRECT ASSIGNMENT OF COSTS

From the effective date of this Ordinance, Ohio Gas Company and its successors (hereinafter referred to as Gas Company) may segregate, allocate or directly assign costs to any consumer or group of consumers for purposes of establishing rates and charges for gas service provided that such rates and charges are acceptable to Gas Company and consumer or group of consumers, and memorialized in the form of a memorandum which generally describes the nature of the arrangement for gas service. Said special arrangement may be of the type contemplated by section 4905.31 of the Ohio Revised Code, but shall be implemented pursuant to and governed by this Ordinance.

SECTION II: MINIMUM BILLS AND VOLUMETRIC CHARGES FOR TRANSPORTATION SERVICES

To the extent Gas Company and the consumer or group of consumers so agree, the special arrangements contemplated by Section I of this Ordinance may include a minimum bill or charge sufficient to provide compensation for the relevant fixed costs and

a volumetric or throughput charge which shall not exceed the non gas cost-related expenses of Gas Company associated with sales service to customers receiving service under substantially the same circumstances and conditions and shall not be less than the short run variable operating and maintenance expense unique to the service plus some contribution to Gas Company's fixed costs. Costs for purposes of this Ordinance shall be identified and determined in accordance with generally acceptable accounting procedures and the applicable sections of the Uniform System of Accounts adopted by the Public Utilities Commission of Ohio (hereinafter referred to as the PUCO) for utilities within the same class as Gas Company. Rates and charges specified in such special arrangements shall recognize the extent to which, if any, the customer has advanced funds, owns facilities or has otherwise paid for plant equipment or facilities utilized, in whole or part, to provide utility service or services to the customer. Nothing in this Section II of this Ordinance shall preclude Gas Company and a consumer or group of consumers from entering into any other type of special arrangement which the parties determine to be mutually advantageous or beneficial.

### SECTION III: EFFECTIVE DATE AND INCORPORATION BY REFERENCE

To the extent Gas Company and a consumer or group of consumers enter into a special arrangement contemplated by this Ordinance, such special arrangement shall be effective when executed or at such time as the parties otherwise agree, provided the memorandum generally describing the special arrangement is filed with the Clerk of Council within thirty (30) days of such effective date. Upon filing with the Clerk of Council, such special arrangement shall be deemed incorporated in this Ordinance, shall be designated as a Special Arrangement Schedule to this Ordinance, for the purpose of establishing rates, charges and the terms and conditions for the utility service as between Gas Company and the consumer or group of consumers, and shall be filed with this Ordinance as part of the Village records.

### SECTION IV: EFFECT OF ACCEPTANCE OF THIS ORDINANCE

Gas Company may accept this Ordinance by notifying the Clerk of Council, and any other representatives of the Village that must otherwise receive such notice by law, in writing, that Gas Company agrees to the provisions of this Ordinance. By accepting this Ordinance, Gas Company shall, absent emergency circumstances, waive any right it may otherwise possess to apply to the PUCO to establish or to change any rates, charges or service terms and conditions applicable to a consumer's service which is already the subject of a special arrangement entered into pursuant to this Ordinance unless the Gas Company provides written notice to the Village and any affected special arrangement consumer of its intent to file such an application with the PUCO and a detailed description of the changes it intends to seek no later than thirty (30) days prior to filing the application with the Commission.

### SECTION V: SCOPE OF SERVICES

Special arrangements entered into and implemented pursuant to this Ordinance may include firm and interruptible transportation services, gas procurement and brokering services, balancing services, performance of pipeline safety requirements, storage services, standby, back-up or supplemental energy services and such other services or financial devices and arrangements as the parties determine to be reasonable subject to the terms and conditions of this Ordinance.

SECTION VI:

It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council; and that all deliberation of this Council and any of its committees that resulted in this formal action were in meetings open to the public in compliance with all legal requirements of the Village Charter.

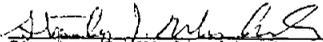
SECTION VII:

This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the Village of Whitehouse, Lucas County, Ohio, and its inhabitants, and for the further reason that this legislation is necessary to provide opportunities for continued economic growth and expansion within the Village of Whitehouse, Lucas County, Ohio, to the benefit of the Village and its inhabitants.

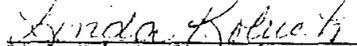
WHEREFORE, this Ordinance shall take effect and be in full force immediately upon its passage and approval.

Vote on emergency measure: Yeas: 6 Nays: 0

ADOPTED October 1, 1996, as an EMERGENCY MEASURE.

  
Stanley W. Wielinski, Mayor

Attest:

  
Linda Koluch, Clerk of Council

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Philip C. Davis, Solicitor

CERTIFICATE

I, LINDA KOLUCH, Clerk of Council of the Village of Whitehouse, Lucas County, Ohio, do hereby certify that the foregoing Ordinance was duly published by posting in said Village for not less than 15 days ending Oct. 23, 1996 in accordance with R.C. 731.25.

Linda C. Koluch  
Linda Koluch, Clerk of Council  
of the Village of Whitehouse, Lucas  
County, Ohio