

**Ordinance #13-1383**

**AN ORDINANCE TO AMEND CHAPTER XXII, ELECTRICAL SERVICE, SUBSECTION 40, RULES FOR INTERCONNECTION ELECTRIC CUSTOMERS WITH SELF-GENERATION EQUIPMENT WITH THE BOROUGH'S ELECTRIC DISTRIBUTION SYSTEM, OF REVISED GENERAL ORDINANCES OF THE BOROUGH OF MILLTOWN, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY.**

**BE IT ORDAINED** by the Borough of Milltown of the County of Middlesex and State of New Jersey that the Revised General Ordinances of the Borough of Milltown be amended as follows:

**Section 1.** Chapter XXII, Electrical Service, Subsection 40, Rules for Interconnecting Electric Customers with Self-Generation Equipment with the Borough's Electrical Distribution System, of the Revised General Ordinances of the Borough of Milltown is hereby amended as follows:

**22-40 RULES FOR INTERCONNECTING ELECTRIC CUSTOMERS WITH SELF-GENERATION EQUIPMENT WITH THE BOROUGH'S ELECTRIC DISTRIBUTION SYSTEM.**

**22-40.1 Consultation with Municipal Utility.** To assure safety and the optimum value for both the customer and the Municipal Utility, it is essential for the customer to consult with the utility before purchasing, constructing, operating, or interconnecting any self-generation equipment to the system. No self-generating equipment may be connected to the Municipal Utility unless the customer notifies the Municipal Utility and all necessary equipment, in the opinion of the Municipal Utility, is properly installed to isolate the generating equipment from the Municipal Utility System.

**22-40.2 General Requirements.**

\* \* \*

b. Customer shall provide complete plans and specifications of the proposed equipment, including a single-line diagram and details of proposed protective schemes. Plans must be certified by an electrical engineer. Upon receipt of the certified plans and a fee of two thousand five hundred (\$2,500.00) dollars, as provided in paragraph 2.g. below to compensate the Municipal Utility for the cost of engineering services provided herein, the Municipal Utility will review the plans and specifications provided by the Customer. Any review of plans by the Municipal Utility does not constitute approval of the correctness of customer's plans.

\* \* \*

d. Prior to connection to the Municipal Utility System, the equipment and interconnection shall be inspected by the Municipal Utility or its qualified representative. Inspections undertaken by the Municipal Utility shall be undertaken solely for the purpose of determining compliance with the proposed plans and for the safety and integrity of the Municipal Utility System. Nothing done by the Municipality Utility inspector shall constitute approval or waiver by any other inspector who may be authorized to inspect such facility and interconnection, including, but not limited to, the building and electrical sub-code officials of the Borough.

\* \* \*

h. Customer shall not change any aspect of the operation, the wiring, the controls, or the interconnection of the self-generation equipment without first providing prior written notice to the Municipal Utility of all proposed changes to the plans or the as-built drawings, as the case may be. All changes or proposed changes shall be certified by an electrical engineer, in the same manner as provided in paragraph a. above. This information is essential for determining whether the existing interconnection equipment is adequate for the requirements and for safety reasons in the event of emergency cut-off. Customer shall pay all reasonable engineering fees incurred by the Municipal Utility to review and inspect the proposed changes to the installation.

\* \* \*

**22-40.4 Meter Requirements.**

\*\*\*

b. Any deliveries to the Municipal Utility shall be through a separate billing meter or a meter that registers imported kWh and exported kWh separately. Reversing meters are not permitted. All meters shall be utility grade.

**22-40.5 Purchase of Excess Generation.**

a. Municipal Utility and customer shall enter into an agreement that addresses all purchase and payment obligations.

b. Rates for the purchase of excess energy shall be the Municipal Utility's avoided cost. The avoided cost shall be equal to the rate paid for energy by the Municipal Utility under its wholesale contract in effect at the time of the purchase of excess energy from the Customer. Where the Municipal Utility holds two or more wholesale contracts, the avoided cost shall be the average rate paid for energy under all contracts in effect at the time of the purchase of excess energy from the Customer.

c. Customer shall be compensated for any excess energy purchased by the Municipal Utility on a monthly basis in the form of a credit on the Customer's utility bill. Any credit balance on a Customer's utility bill at the end of each calendar year shall be refunded to the Customer.

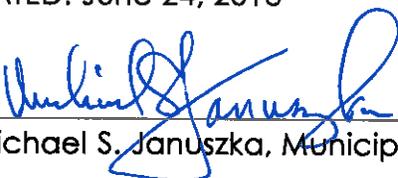
\*\*\*\*

**Section 2.** Each clause, section or subsection of the ordinance shall be deemed a separate provision to the intent that if any such clause, section or subsection should be declared invalid, the remainder of the ordinance shall not be affected.

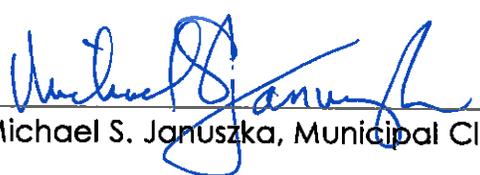
**Section 3.** All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed as to the extent of such inconsistency.

**Section 4.** This ordinance shall take effect immediately upon adoption and publication according to law.

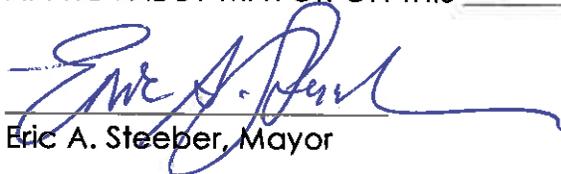
ADOPTED ON FIRST READING  
DATED: June 24, 2013

  
Michael S. Januszka, Municipal Clerk

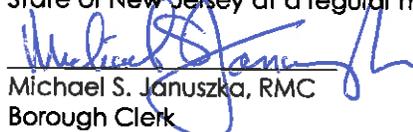
ADOPTED ON SECOND READING  
DATED: July 22, 2013

  
Michael S. Januszka, Municipal Clerk

APPROVAL BY MAYOR ON THIS 24<sup>th</sup> DAY OF July, 2013

  
Eric A. Steeber, Mayor

I, Michael S. Januszka, Clerk of the Borough of Milltown hereby certify that the foregoing is a true copy of an ordinance duly adopted by the Borough Council of the Borough of Milltown, Middlesex County, State of New Jersey at a regular meeting held on July 22, 2013.

  
Michael S. Januszka, RMC  
Borough Clerk