

**INDUSTRIAL INTERRUPTIBLE SALES RATE  
SCHEDULE 6071**

**APPLICABLE:**

To any industrial class of customer that have daily usage of more than 500 therms per day and who does not have a specific contract in place and is subject to the Special Provisions contained herein, where Lexington Utilities has gas delivery capacity in excess of the requirement of the customers taking service under a firm rate schedule.

**CHARACTER OF SERVICE:**

Natural gas, subject to curtailment or discontinuance upon one hour's notice by Lexington Utilities whenever at the sole discretion of Lexington Utilities there is a reduced supply available for delivery under this rate occasioned by cold weather, accidents or any cause whatsoever.

**RATE:**

Customer agrees to pay Lexington Utilities for all gas delivered during the month at (1) the Regular Rate, or (2) the Competitive Fuel Rate.

1. Regular Rate:

Customer Charge	\$ 250.00
First 30,000 Therms	\$ .2015 per Therm
Next 30,000 Therms	\$ .1551 per Therm
Over 60,000 Therms	\$ .1221 per Therm

Plus the applicable tariff commodity cost of gas currently in effect.

2. Competitive Fuel Rate:

It is the intent of this rate that the customer's cost of natural gas used shall be competitive with the as-fired cost of the alternative fuel that the customer would actually utilize in lieu of natural gas.

If, at any time during the term of this contract, the customer believes its monthly as-fired cost of the alternate fuel to replace natural gas will be less than the cost of natural gas at the Regular Rate, then the customer shall advise Lexington Utilities in writing with supporting documentation, by the twenty-fifth (25<sup>th</sup>) day of the

month, that the cost of natural gas at the Regular Rate for the ensuing month will exceed the as-fired cost of alternate fuel.

Lexington Utilities will respond to the customer by the last day of the calendar month that Lexington Utilities will either:

- a. Lower the price of natural gas to be competitive with the as-fired cost of the alternate fuel and deliver gas; or
- b. Suspend service on a day-to-day basis for the next calendar month.

In the event Lexington Utilities elects to lower the rate to be competitive with the alternative fuel, the customer may not discontinue the purchase of natural gas hereunder for that month. In no event will the Competitive Fuel Rate of natural gas exceed the cost as determined under the Regular Rate of this schedule.

**LATE PAYMENT CHARGE:**

Unless bill is paid on or before 5 days after the due date as shown on bill, the account will be assessed late fees as outlined in the City's fee schedule.

**SPECIAL PROVISIONS:**

1. Gas purchased on this schedule shall be separately metered and shall not be used interchangeably with firm gas purchased on any schedule.
2. Customers receiving service under this schedule shall have complete standby fuel and equipment available and agree to use it or such customer shall submit a written statement to Lexington Utilities that it can cease using gas and not cause undue hardship to its employees by virtue of such gas curtailment or discontinuance.
3. In the event the customer fails to discontinue the use of gas after one hour's notice from Lexington Utilities that gas under this schedule is not available, all gas so used shall be paid for as unauthorized gas at a rate of \$2.00 per therm for the first five percent and \$2.50 per therm for all over five percent, in addition to the Industrial Interruptible Sales Rate.
4. The term of the contract shall be for a period of not less than one year.
5. All rate and tariff schedules are subject to the City's stranded costs provisions. Effective July 1, 2000, customers that switch from firm sales service to any other service or schedule is subject to a stranded cost adjustment to their bill. This charge will be based upon, but not limited to, their usage characteristics, related supply requirements, related pipeline

demand/reservation charges, stranded distribution investment and other related stranded costs created by the switching of service.

6. Customers must remain on this Tariff schedule for a period of no less than 12 months before switching tariffs or service.

**RECONNECTION CHARGE:**

There shall be a charge for reconnection of services terminated because of non-payment of bills in accordance with the City Code.