

PSC No. 2 - Electricity
Frankfort Power & Light
Initial Effective Date: June 1, 2010

Leaf No. 1
Revision: 0
Superseding Revision:

FRANKFORT POWER & LIGHT

CONCURRENCE TARIFF

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CONCURRENCE

A. CONCURRENCE

Frankfort Power & Light concurs in and agrees to abide by the rules and regulations as set forth in the generic tariff filed by the New York Municipal Power Agency (“NYMPA”) in Case No. 97-E-1575.

B. TERRITORY TO WHICH SCHEDULE APPLIES

These rates, rules and regulations are applicable to the Village of Frankfort and that portion of the Town of Frankfort served under the franchises granted to the Village of Frankfort.

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SERVICE CLASSIFICATION NO. 1

APPLICABLE TO USE OF SERVICE FOR

Residential purposes in an individual single phase residence and in a separately metered individual living unit or apartment in a multiple family dwelling; for single phase farm service when supplied through the farm residence meter; use exclusively in connection with religious purposes by corporations or associations organized and conducted in good faith for religious purposes, and including the operation by such corporation or association of a school, notwithstanding that secular subjects are taught at such school; for single-phase service exclusively in connection with a community residence as defined in subdivision 28, 28A or 28B of section 1.03 of the Mental Hygiene Law, provided that such residence is operated by a not-for-profit corporation and if supervisory staff is on site on a twenty-four hour per day basis that the residence provides living accommodations for fourteen or fewer residents; and use for any post or hall owned or leased by a not-for-profit organization that is a veterans organization.

CHARACTER OF SERVICE

Continuous-Alternating current, single phase, 60 cycle, 120 volt 2 wire, or 120/240 volt 3 wire, depending upon the characteristics of the load and the circuits from which service is supplied.

RATE

Customer Charge		\$3.7000
Energy Charge, per kWh		
November – April:	First 750 kWh	\$.0411
	Over 750 kWh	\$.0471
May – October		\$.0411

MINIMUM CHARGE

Per meter, per month	\$3.7000
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TERMS OF PAYMENT

All bills are due when personally served or 3 days after the mailing of the bill and may be paid in full on or before the "DUE DATE" specified on the bill, which shall be at least 20 days after the date on which the bill is rendered. A monthly late payment charge will be assessed at a rate of one and one half (1 ½%) pursuant to NYMPA generic tariff. Remittance mailed on the "DUE DATE" will be accepted without the late charge, the postmark to be conclusive evidence of the date of mailing. The failure on the part of the Customer to receive the bill shall not entitle him or her to pay without the late payment charge after the "DUE DATE."

PURCHASED POWER ADJUSTMENT

The charges set forth in this service classification shall be subject to a purchased power adjustment as explained in the NYMPA generic tariff.

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SERVICE CLASSIFICATION NO. 1 (CONT'D)

TERM

The Customer will be responsible for any use of service until two days after written notice to discontinue service has been received by the Utility.

SPECIAL PROVISIONS

- A. Application for service may be oral, excepting as herein otherwise provided.
- B. Whenever service is supplied from a line extension constructed in accordance with the provisions of Rule V of the NYMPA generic tariff, and whenever such service is subject to a surcharge or minimum charge determined pursuant to these rules, Customer shall:
1. Make written application for service upon the Utility's prescribed forms.
 2. Comply with all of the applicable provisions of the rules including the guarantee to pay the surcharge or minimum charge.
 3. Upon terminating service, pay the balance due on the surcharge or minimum charge.
- C. The Utility will absorb the cost of transformers up to 100 kva single phase, pole mount or pad mount. Any transformer and equipment requested by the Customer larger than listed above, the Customer shall reimburse the Utility for the difference prior to connection of service.
- D. Customer shall provide any facilities necessary to secure his or her own equipment against disturbances including but not limited to loss of phase, transients, voltage pulses or harmonic frequencies whether originating with his or her own equipment or elsewhere. These facilities shall be installed on the load side of Customer's service equipment.
- E. If the Customer proposes to install computers, solid state devices, or other voltage sensitive equipment, the Customer may have to safeguard this equipment by the application of line filters, solid state line-voltage regulators, transient suppressors, isolating transformers, uninterruptible power supply (UPS) systems or motor generators. Utility distribution systems normally operate between certain voltage limits as established by National Standards. The Utility should be contacted for further guidance.

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SERVICE CLASSIFICATION NO. 1 (CONT'D)

SPECIAL PROVISIONS (CONT'D)

F. The Utility may install limit meters on delinquent residential Customers at the time service is discontinued. Limit meters may be installed at any time during the year; except, during the period beginning November 1 of each year and ending April 15 of the following year, total electric heat Customers will be excluded from this procedure.

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Leaf No. 7
Revision: 0
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SERVICE CLASSIFICATION NO. 2

APPLICABLE TO USE OF SERVICE FOR

Commercial, business, professional purposes and small industrial power installations in the entire territory.

CHARACTER OF SERVICE

Continuous – Alternating current, 60 cycle, depending upon the character of service locally available, single phase 120/240 volt 3 wire; three phase 240 volt 3 wire, three phase 120/208 volt 4 wire or three phase 277/480 volt 4 wire; voltage and frequency being nominal. A small commercial Customer exceeding 5000 kWh at any 2 consecutive months during the winter (November through April billing period), at that time, the Customer will be switched to Service Classification No. 3.

RATE

Customer Charge	\$4.0000
Energy Charge, per kWh	
November – April:	\$.0569
May – October:	\$.0514

MINIMUM CHARGE

Per meter, per month	\$4.000
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TERMS OF PAYMENT

All bills are due when personally served or 3 days after the mailing of the bill and may be paid in full on or before the “DUE DATE” specified on the bill, which shall be at least 20 days after the date on which the bill is rendered. A monthly late payment charge will be assessed at a rate of one and one-half percent (1 ½%) pursuant to NYMPA generic tariff. Remittance mailed on the “DUE DATE” will be accepted without the late charge, the postmark to be conclusive evidence of the date of mailing. The failure on the part of the Customer to receive the bill shall not entitle him or her to pay without the late payment charge after the “DUE DATE.”

PURCHASED POWER ADJUSTMENT

The charges set forth in the service classification shall be subject to a purchased power adjustment as explained in the NYMPA generic tariff.

TERM

The Customer will be responsible for any use of service until 2 days after written notice to discontinue service has been received by the Utility.

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Leaf No. 8
Revision: 0
Superseding Revision:

SERVICE CLASSIFICATION NO. 2 (CONT'D)

SPECIAL PROVISIONS

- A. Application for service may be oral, excepting as here otherwise provided.
- B. Whenever service is supplied from a line extension constructed in accordance with the provisions of Rule V of the NYMPA generic tariff, and whenever such service is subject to a surcharge or minimum charge determined pursuant to these rules, Customer shall:
1. Make written application for service upon the Utility's prescribed forms.
 2. Comply with all of the applicable provisions of the rules including the guarantee to pay the surcharge or minimum charge.
 3. Upon terminating service, pay the balance due on the surcharge or minimum charge.
- C. Energy use shall be less than 5000 kWh and less than 20 kW during all of the winter months from November through April inclusive. If either energy use equals or exceeds 5000 kWh or demand equals or exceeds 20 kW during any of said winter months, then Service Classification No. 3 shall apply for the 12 next consecutive months.
- D. The Utility will absorb the cost of transformers up to 100 kva single phase and 300 kva three phase, pole mount or pad mount. Any transformer and equipment requested by the Customer larger than listed above, the Customer shall reimburse the Utility for the difference prior to connection of service.
- E. The Customer, in taking three phase electric service, shall connect his or her lighting and other single phase loads so as to maintain as nearly as is reasonably possible equal currents in each of three phase conductors at the point of delivery. The current in any phase conductor shall not exceed the average of the currents in all three phase conductors by more than five percent (5%).
- F. Customer shall provide any facilities necessary to secure his or her own equipment against disturbances including but not limited to loss of phase, transients, voltage pulses or harmonic frequencies whether originating with his or her own equipment or elsewhere. These facilities shall be installed on the load side of Customer's service equipment.

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Leaf No. 9
Revision: 0
Superseding Revision:

SPECIAL PROVISIONS (CONT'D)

G. If the Customer proposes to install computers, solid state devices, or other voltage sensitive equipment, the Customer may have to safeguard this equipment by the application of line filters, solid state line-voltage regulators, transient suppressors, isolating transformers, uninterruptible power supply (UPS) systems or motor generators. Utility distribution systems normally operate between certain voltage limits as established by National Standards. The Utility should be contacted for further guidance.

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Leaf No. 10
Revision: 0
Superseding Revision:

SERVICE CLASSIFICATION NO. 3

APPLICABLE TO USE OF SERVICE FOR

Commercial, business, professional purposes and small industrial power installation in the entire territory.

CHARACTER OF SERVICE

Continuous – Alternating current, 60 cycle, depending upon the character of service locally available, single phase 120/240 volt 3 wire; three phase 240 volt 3 wire, three phase 120/208 volt 4 wire or three phase 277/480 volt 4 wire or three phase 2400/4160 volt 4 wire; voltage and frequency being nominal. A large commercial Customer must exceed 5000 kWh and 20 Kw at any 2 consecutive months during the winter (November through April billing periods). Should such Customer consume less than 5000 kWh and 20 Kw for 12 consecutive months, the Customer will be switched to Service Classification No. 2.

RATE

Demand Charge, per Kw	\$5.0000
Energy Charge, per Kw	\$.0305

MINIMUM CHARGE

Per meter, per month shall be the demand charge.

DETERMINATION OF DEMAND

A. The demand shall be measured at 15 minute intervals, and for billing purposes, shall be the greater of:

1. The maximum demand occurring during the month, or
2. Seventy-five percent (75%) of the highest demand occurring during any of the preceding 11 months.

TERMS OF PAYMENT

All bills are due when personally served or 3 days after the mailing of the bill and may be paid in full on or before the "DUE DATE" specified on the bill, which shall be at least 20 days after the date on which the bill is rendered. A monthly late payment charge will be assessed at a rate of one and one-half percent (1 ½%) pursuant to NYMPA generic tariff, including service billing arrears and unpaid late payment charges. Remittance mailed on the "DUE DATE" will be accepted without the late charge, the postmark to be conclusive evidence of the date of mailing. The failure on the part of the Customer to receive the bill shall not entitle him or her to pay without the late payment charge after the "DUE DATE."

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Leaf No. 11
Revision: 0
Superseding Revision:

SERVICE CLASSIFICATION NO. 3 (CONT'D)

PURCHASED POWER ADJUSTMENT

The charges set forth in the service classification shall be subject to a purchased power adjustment as explained in the NYMPA generic tariff.

TERM

The Customer will be responsible for any use of service until 2 days after written notice to discontinue service has been received by the Utility.

SPECIAL PROVISIONS

- A. Application for service may be oral, excepting as herein otherwise provided.
- B. Whenever service is supplied from a line extension constructed in accordance with the provisions of Rule V of the NYMPA generic tariff, and whenever such service is subject to a surcharge or minimum charge determined pursuant to these rules, Customer shall:
 - 1. Make written application for service upon the Utility's prescribed forms.
 - 2. Comply with all of the applicable provisions of the rules including the guarantee to pay the surcharge or minimum charge.
 - 3. Upon terminating service, pay the balance due on the surcharge or minimum charge.
- C. The Customer, in taking three phase electric service, shall connect his or her lighting and other single phase loads so as to maintain as nearly as is reasonably possible equal currents in each of three phase conductors at the point of delivery. The current in any phase conductor shall not exceed the average of the currents in all three phase conductors by more than five percent (5%).
- D. The Utility will absorb the cost of transformers up to 100 kva single phase and 300 kva three phase, pole mount or pad mount. Any transformer and equipment requested by the Customer larger than listed above, the Customer shall reimburse the Utility for the difference prior to connection of service.

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Leaf No. 12
Revision: 0
Superseding Revision:

SERVICE CLASSIFICATION NO. 3 (CONT'D)

SPECIAL PROVISIONS (CONT'D)

E. Customer shall provide any facilities necessary to secure his or her own equipment against disturbances including but not limited to loss of phase, transients, voltage pulses or harmonic frequencies whether originating with his or her own equipment or elsewhere. These facilities shall be installed on the load side of Customer's service equipment.

F. If the Customer proposes to install computers, solid state devices, or other voltage sensitive equipment, the Customer may have to safeguard this equipment by the application of line filters, solid state line-voltage regulators, transient suppressors, isolating transformers, uninterruptible power supply (UPS) systems or motor generators. Utility distribution systems normally operate between certain voltage limits as established by National Standards. The Utility should be contacted for further guidance.

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Leaf No. 13
Revision: 0
Superseding Revision:

SERVICE CLASSIFICATION NO. 4

APPLICABLE TO USE OF SERVICE FOR Industrial

CHARACTER OF SERVICE

Continuous – Alternating current, 60 cycle, and, depending upon the character of service locally available, single phase 120/240 volt three wire; three phase 240 volt three wire, three phase 120/208 volt four wire or three phase 277/480 volt four wire or three phase 2400/4160 volt four wire; voltage and frequency being nominal. A large commercial customer must exceed 5000 kWh and 200 kW at any two consecutive months during the winter (November through April billing periods). Should such Customer consumer less than 5000 kWh and 200 kW for 12 consecutive months, the Customer will be switched to Service Classification No. 3.

RATES

Demand charge, per kW	\$6.50
Energy charge, per kWh	\$0.0296

MINIMUM CHARGE

The minimum charge shall be the demand charge.

DETERMINATION OF DEMAND

A. The demand shall be measured at 15 minute intervals, and for billing purpose, shall be the greater of:

1. The maximum demand occurring during the month, or
2. Seventy-five percent (75%) of the highest demand occurring during the previous eleven months.

TERMS OF PAYMENT

All bills are due when personally served or three days after the mailing of the bill and may be paid without imposition of a charge for late payment if paid in full on or before the “last day to pay” date specified on the bill which shall be at least 20 days after the date on which the bill is rendered.

A monthly late payment charge will be assessed at the rate of one and one-half percent (1 ½%) pursuant to NYMPA generic tariff. Remittance mailed on the “last day to pay” date will be accepted without the late payment charge, the postmark to be conclusive evidence of the date of mailing. The failure on the part of the customer to receive the bill shall not entitle him/her to pay without the late payment charge after “last day to pay” date.

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Leaf No. 14
Revision: 0
Superseding Revision:

SERVICE CLASSIFICATION NO. 4 (CONT'D)

PURCHASED POWER ADJUSTMENT

The charges set forth in the service classification shall be subject to a purchased power adjustment as explained in the NYMPA generic tariff.

TERM

The Customer will be responsible for any use of service until 2 days after written notice to discontinue service has been received by the Utility.

SPECIAL PROVISIONS

- A. Application for service may be oral, excepting as herein otherwise provided.
- B. Whenever service is supplied from a line extension constructed in accordance with the provisions of Rule V of the NYMPA generic tariff, and whenever such service is subject to a surcharge or minimum charge determined pursuant to these rules, Customer shall:
 1. Make written application for service upon the Utility's prescribed forms.
 2. Comply with all of the applicable provisions of the rules including the guarantee to pay the surcharge or minimum charge.
 3. Upon terminating service, pay the balance due on the surcharge or minimum charge.
- C. The Customer, in taking three phase electric service, shall connect his or her lighting and other single phase loads so as to maintain as nearly as is reasonably possible equal currents in each of three phase conductors at the point of delivery. The current in any phase conductor shall not exceed the average of the currents in all three phase conductors by more than five percent (5%).
- D. The Utility will absorb the cost of transformers up to 100 kva single phase and 300 kva three phase, pole mount or pad mount. Any transformer and equipment requested by the Customer larger than listed above, the Customer shall reimburse the Utility for the difference prior to connection of service.

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Initial Effective Date: June 1, 2010

Leaf No. 15
Revision: 0
Superseding Revision:

SERVICE CLASSIFICATION NO. 4 (CONT'D)

SPECIAL PROVISIONS (CONT'D)

E. Customer shall provide any facilities necessary to secure his or her own equipment against disturbances including but not limited to loss of phase, transients, voltage pulses or harmonic frequencies whether originating with his or her own equipment or elsewhere. These facilities shall be installed on the load side of Customer's service equipment.

F. If the Customer proposes to install computers, solid state devices, or other voltage sensitive equipment, the Customer may have to safeguard this equipment by the application of line filters, solid state line-voltage regulators, transient suppressors, isolating transformers, uninterruptible power supply (UPS) systems or motor generators. Utility distribution systems normally operate between certain voltage limits as established by National Standards. The Utility should be contacted for further guidance.

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Leaf No. 16
Revision: 0
Superseding Revision:

SERVICE CLASSIFICATION NO. 5

APPLICABLE TO USE OF SERVICE FOR

Lighting for driveways, roadways, protection of property from prowlers, lighting entrance and parking areas.

CHARACTER OF SERVICE

Limited period – approximately 4200 hours per year, 60 cycle alternating current at approximately 120/240 volts.

RATE

Per month, per 175 watt lamp	\$ 7.5000
Per month, per 250 watt lamp	\$10.5000
Per month, per 400 watt lamp	\$16.5000
Energy charge, per kWh	\$.0186

MINIMUM CHARGE

The minimum charge per month per unit is as shown above.

TERMS OF PAYMENT

Security lights are billed on a monthly or yearly basis as per terms of signed contract with Customer.

All bills are due when personally served or 3 days after the mailing of the bill and may be paid in full on or before the “DUE DATE” specified on the bill, which shall be at least 20 days after the date on which the bill is rendered. A monthly late payment charge will be assessed at a rate of one and one-half percent (1/1/2%) pursuant to NYMPA generic tariff. Remittance mailed on the “DUE DATE” will be accepted without the late charge, the postmark to be conclusive evidence of the date of mailing. The failure on the part of the Customer to receive the bill shall not entitle him or her to pay without the late payment charge after the “DUE DATE.”

PURCHAED POWER ADJUSTMENT

The charges set forth in the service classification shall be subject to a purchased power adjustment as explained in the NYMPA generic tariff.

TERM

The Customer will be responsible for any use of service until 30 days after written notice to discontinue service has been received by the Utility.

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Initial Effective Date: June 1, 2010

Leaf No. 17
Revision: 0
Superseding Revision:

SERVICE CLASSIFICATION NO. 5 (CONT'D)

SPECIAL PROVISIONS

- A. Application for service may be oral, excepting as herein otherwise provided.
- B. Whenever service is supplied from a line extension constructed in accordance with the provisions of Rule V of the NYMPA generic tariff, and whenever such service is subject to a surcharge or minimum charge determined pursuant to these rules, Customer shall:
1. Make written application for service upon the Utility's prescribed forms.
 2. Comply with all of the applicable provisions of the rules including the guarantee to pay the surcharge or minimum charge.
 3. Upon terminating service, pay the balance due on the surcharge or minimum charge.
- C. The Utility shall furnish, install, own, operate and maintain a photo-electrically controlled luminaire complete with suitable pipe bracket. The lighting unit will be installed only on private property owned or leased by the Customer. The Customer shall furnish and install the necessary pole or other support, except as hereinafter provided, and the necessary wiring to connect the unit on the line side of the Customer's meter. The Utility reserves the right to require a mounting height which will provide proper light distribution from the unit. Where a Utility pole is appropriately located on the premises owned or leased by the Customer, the Utility may waive the requirement that the Customer furnish the necessary pole or other support.
- D. Upon written request by the Customer, the Utility will change the location of the lighting unit, providing a proper support is furnished and installed. The Customer must agree in writing to pay the Utility for the cost incurred in making such change.

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Leaf No. 18
Revision: 0
Superseding Revision:

SERVICE CLASSIFICATION NO. 6

APPLICABLE TO USE OF SERVICE FOR

Lighting for driveways, roadways, protection of property from prowlers, lighting entrance and parking areas.

CHARACTER OF SERVICE

Limited period – approximately 4200 hours per year, 60 cycle alternating current at approximately 120/240 volts.

RATE

Facilities charge, per lamp, per month	\$5.0000
Energy charge, per kWh	\$.0139

TERMS OF PAYMENT

Security lights are billed on a monthly or yearly basis as per terms of signed contract with Customer.

All bills are due when personally served or 3 days after the mailing of the bill and may be paid in full on or before the “DUE DATE” specified on the bill, which shall be at least 20 days after the date on which the bill is rendered. A monthly late payment charge will be assessed at a rate of one and one-half percent (1/1/2%) pursuant to NYMPA generic tariff. Remittance mailed on the “DUE DATE” will be accepted without the late charge, the postmark to be conclusive evidence of the date of mailing. The failure on the part of the Customer to receive the bill shall not entitle him or her to pay without the late payment charge after the “DUE DATE.”

PURCHASED POWER ADJUSTMENT

The charges set forth in the service classification shall be subject to a purchased power adjustment as explained in the NYMPA generic tariff.

TERM

Annual contract, renewable yearly.

SPECIAL PROVISIONS

A. The Utility will furnish any and all system requirements for erection and repair of street lights.

B. The Utility will furnish labor and maintenance necessary for functioning of village street lights.

C. Additional lights may be added upon agreement between the Village and the Utility.

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Leaf No. 19
Revision: 0
Superseding Revision:

SERVICE CLASSIFICATION NO. 7
Individual Service Agreements

APPLICABLE TO THE USE OF SERVICE FOR:

Electric service under this service classification is for non-residential customers who would normally be served under Service Classification No. 4 and meet all of the criteria contained in this service classification. Utilizing Individual Service Agreements signed under this service classification, Frankfort Power & Light proposes to provide incentives and thus promote the location of new business ventures within Frankfort Power & Light's service territory, as well as promote the expansion of current non-residential customers.

ELIGIBILITY:

Eligible customers for this service classification are customers who develop or construct new facilities, extensively refurbish an existing or retired facility or expand production at an existing facility and the new or added demand is at least 100 kW. To be eligible to participate for this service, customers shall also meet and continue to satisfy NYPA's requirements listed in the Municipal and Rural Cooperative Industrial Economic Development Program Guidelines as they may be modified from time to time, or requirements for other NYPA Economic Development power supply programs as they may be modified from time to time, and shall work with Frankfort Power & Light to receive an allocation of additional demand and energy from NYPA. It shall be a condition precedent for service pursuant to this classification that Frankfort Power & Light receive an additional allocation of energy and demand from NYPA. Should any such additional allocation of power be changed, lessened or modified, Frankfort Power & Light reserves the right to alter the ISA or transfer the customer to S.C. No. 4 service, or other rate class available at that time.

In addition, the eligible customer must supply documentation of a viable alternative, competitive energy supplier outside of Frankfort Power & Light's service territory or show that its product offerings would be less competitive within their relevant geographic market (local, national, or international) but for the existence of the rates offered under this service classification.

CONTRACT TERM:

The term of any initial offering of an Individual Service Agreement ("ISA") shall be at least twelve months and shall be limited to a term of five years unless a longer term is approved by the New York State Public Service Commission. If a customer desires an ISA with a term in excess of five years and Frankfort Power & Light is willing to agree to this arrangement, Frankfort Power & Light will request authorization from the New York State Public Service Commission to enter into that arrangement. If the Commission grants Frankfort Power & Light the authority it requests on terms acceptable to them, Frankfort Power & Light will then enter into the agreement.

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Leaf No. 20
Revision: 0
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SERVICE CLASSIFICATION NO. 7 (CONT'D)
Individual Service Agreements

FILING REQUIREMENTS:

Frankfort Power & Light will file information concerning each Individual Service Agreement with the Public Service Commission with 30 days of executing the agreement. Quarterly, Frankfort Power & Light will file reports to the Public Service Commission detailing the number of Individual Service Agreements, capacity associated with the Individual Service Agreements and revenues collected from Individual Service Agreements.

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CHARGES

A. RECONNECTION CHARGE

When service has been discontinued for reasons other than non-payment and the same Customer applies for reconnection of service at the same location within four (4) months, a reconnection charge will be made in the amounts as follows:

\$25.00 between 8:00 a.m. and 3:30 p.m. on working days, Monday through Friday.

\$50.00 after 3:30 p.m. on working days, Monday through Friday, and all day Saturday, Sunday and Holidays.

The reconnection charge shall be payable before service will be established.

PSC No. 2 - Electricity
Frankfort Power & Light
Initial Effective Date: August 1, 2019
Filed pursuant to Commission Order issued August 20, 2010 in Case 09-E-0299

Leaf No. 22
Revision: 0
Superseding Revision:

X. INDUSTRIAL PARK RATES AND CHARGES

A. APPLICABILITY:

This Section is applicable to new and existing customers receiving service under any service classification of this Tariff located in the Frankfort Industrial Park, as described in Appendix A to the Petition submitted by the Village of Frankfort in Case 09-E-0299 on March 2, 2009.

B. RATES AND CHARGES

Customers served under this Section will pay the rates and charges applicable to their Service Classification, except as follows:

1. Industrial Park Purchased Power Adjustment (“IP PPA”). The energy rates for electric service under this Section shall be increased per the amount per kWh of the purchased power cost incurred by the Utility to serve all customers under this Section.

2. IP PPA Rate Statement

The rate adjustment per kWh shall be determined by the monthly inputs for cost and electricity reflecting the specific monthly energy and demand costs incurred by the municipal utility for load served under this Section. A statement showing the IP PPA per kWh shall be filed with the Commission not less than 3 business days prior to the date on which it is proposed to be effective.