

**ORDINANCE NO. 22-01**

**AN ORDINANCE OF THE BOARD OF DIRECTORS OF THE  
KIRKWOOD MEADOWS PUBLIC UTILITY DISTRICT  
REVISING ELECTRIC RATE STRUCTURE**

**Section 1. Purpose and Authority.** The purpose of this ordinance is to revise Section 7.B), Subsection 2 of Ordinance 21-02 for customers that receive electric service from Kirkwood Meadows Public Utility District ("District"). The District Board of Directors adopts this ordinance pursuant to Government Code section 66018, Public Utilities Code sections 16461 and 16467 through 16472, and other applicable laws.

**Section 2. Findings.** The District Board of Directors finds as follows:

- A) In 2007, the Alpine County Local Agency Formation Commission authorized the District to provide electric service within its service area. In 2009, the District Board of Directors adopted Ordinance No. 09-02 authorizing the acquisition of Mountain Utilities' ("MU") electric and propane gas systems and approving an Asset Purchase Agreement with MU. The District adopted Ordinances 11-01, 13-01, 14-04, 14-06, 16-01, and 21-02 which each successively revised electric rates and rate structures.
- B) Per Ordinance 21-02, the District currently calculates existing or future customers of with less than three years of data ending March 31, 2020 based on a combination of their AMU and the prior owners AMU. The calculation utilizes the prior owner's AMU for the first year.

The Board has determined that the calculation shall be revised to consider partial years of existing or future customers with less than three years of data ending March 31 of subsequent years.

**Section 3. EDU Calculation**

Section 7.B), Subsection 2 of Ordinance 21-02 shall be amended to read as follows:

B) The District shall determine electricity usage of existing customers as follows:

- 2) For existing or future customers of with less than three years of data ending March 31, 2020 their usage would be based on a combination of their AMU and the prior owners AMU. The calculation for the first year would utilize a combination of the prior owner's AMU and the new owner's AMU during the first full AMU year, April 1 to March 31. In each subsequent year the new owner's AMU will be calculated until there are three full years of usage at which time their EDU would be set as noted above.

**Section 4. Effective Date.** The changes set forth above shall take effect April 1, 2022.

**Section 5. Posting.** Within 23 days after the date of passage of this ordinance, the Secretary of the Board of Directors shall post a copy of this ordinance in at least three public places in the District.

**Section 6. Superseder.** This ordinance supersedes Section 7.B), Subsection 2 of Ordinance 21-02.

PASSED AND ADOPTED by the Board of Directors of the Kirkwood Meadows Public Utility District on the 11<sup>th</sup> day of February, 2022 by the following vote:

AYES: President Epstein, Directors Schroeder, Dornbrook, Mitarotonda, and Perroud

NOES: None

ABSTAIN: None

ABSENT: None

  
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President, Board of Directors

Attest:  
  
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Secretary, Board of Directors