

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for approval of 2020 revisions to underground residential tariffs and for approval of initial commercial differential tariffs, by Gulf Power Company.

DOCKET NO. 20200113-EI
ORDER NO. PSC-2020-0257-TRF-EI
ISSUED: July 24, 2020

The following Commissioners participated in the disposition of this matter:

GARY F. CLARK, Chairman
ART GRAHAM
JULIE I. BROWN
DONALD J. POLMANN
ANDREW GILES FAY

ORDER APPROVING 2020 REVISIONS TO UNDERGROUND RESIDENTIAL
TARIFFS AND INITIAL COMMERCIAL DIFFERENTIAL
TARIFFS FOR GULF POWER COMPANY

BY THE COMMISSION:

Background

On April 1, 2020, Gulf Power Company (Gulf or utility) filed a petition for approval of revisions to its 2020 underground residential distribution (URD) tariffs and associated charges. These tariffs represent the additional costs, if any, Gulf incurs to provide underground service in place of overhead service in new residential subdivisions. Gulf's current URD charges were approved by Order No. PSC-2019-0448-TRF-EI.¹ The proposed URD tariffs (legislative version) are contained in Attachment A to this Order.

In this same petition, Gulf is also seeking approval of its initial underground commercial differential tariff sheets. The utility stated that the tariffs would apply to requests for underground service facilities made by small commercial/industrial applicants for new service. The proposed underground commercial differential tariffs (legislative version), as approved herein, are contained in Attachment B to this Order.

Gulf waived the 60-day file and suspend provision pursuant to Section 366.06(3), Florida Statutes (F.S.), in an email dated April 7, 2020. During the review of this petition, Commission staff issued one data request, to which responses were received on May 8, 2020. We have jurisdiction over this matter pursuant to Sections 366.03, 366.04, 366.05, and 366.06, F.S.

¹ Order No. PSC-2019-0448-TRF-EI, issued October 23, 2019, in Docket No. 20190078-EI, *In re: Petition for approval of 2019 revisions to underground residential distribution tariffs, by Gulf Power Company.*

Decision

Rule 25-6.078, Florida Administrative Code (F.A.C.), specifies investor- owned utilities' (IOU) responsibilities for filing updated URD tariffs. Gulf filed the instant petition pursuant to subsection (3) of the rule, which requires IOUs to file supporting data and analyses for updated URD tariffs if the cost varies from the Commission-approved differential by more than ten percent. On October 15, 2019, pursuant to Rule 25-6.078, F.A.C., Gulf informed us that while it was not finished calculating the avoided storm costs associated with Hurricane Michael, it anticipated filing supporting data and analysis by April 1, 2020 demonstrating a 10 percent low-density differential in URD costs. The proposed URD tariffs, therefore, include Hurricane Michael data in the calculation of the operational cost differential.

The URD tariffs provide charges for underground service in new residential subdivisions and represent the additional costs, if any, the utility incurs to provide underground service in place of overhead service. The cost of standard overhead construction is recovered through base rates from all ratepayers. In lieu of overhead construction, customers have the option of requesting underground facilities. Any additional cost is paid by the customer as contribution-in-aid-of construction. Typically, the URD customer is the developer of a subdivision.

Gulf's URD charges are based on two standard model subdivisions: a 210-lot low density subdivision and a 176-lot high density subdivision. While actual construction may differ from the model subdivisions, the subdivisions are designed to reflect average overhead and underground design plans.

Table 1 shows the current and proposed URD differentials for the low and high density subdivisions. The charges shown are per-lot charges. While the charges noted in this table represent the utility performing all construction, Gulf's URD tariffs also provide cost options for a customer who may choose to supply, or install, the primary trench, secondary trench, or duct system.

Table 1
Comparison of URD Differential per Lot

Type of Subdivision	Current URD Differential	Proposed URD Differential
Low Density	\$568	\$0
High Density	\$609	\$0

Source: Commission Order No. PSC-2019-0448-TRF-EI and 2020 Petition.

Labor and Material Costs

The installation costs of both underground and overhead facilities include the labor and material costs to provide primary, secondary, and service distribution lines, as well as transformers. The costs of poles are specific to overhead service, while the costs of trenching and backfilling are specific to underground service. Utilities are required by Rule 25-6.078(5),

F.A.C., to use current labor and materials costs in calculating underground and overhead differentials.

Gulf stated in this petition that it has made design modifications for installations in both low and high density subdivisions. The utility explained that these changes were necessary to ensure its designs met the extreme wind loading requirements and the utility's improved construction standards related to storm hardening. These changes increased certain materials costs, such as poles and transformers.

The assumed contributions of Gulf employee and contractor labor remains the same as in 2019. Gulf employees continue to perform distribution construction activities, while contract labor is utilized to perform distribution overhead construction. Both Gulf and contractor labor rates have increased as specified in their respective contracts. Table 2 below compares total 2019 and 2020 per-lot labor and material costs for the two subdivisions.

Table 2
Labor and Material Costs per Lot

	2019 Costs	2020 Costs	Difference
Low Density			
Underground Labor/Material Costs	\$2,749	\$3,080	\$331
Overhead Labor/Material Costs	\$1,972	\$2,521	\$549
Per lot Differential	\$777	\$560	\$218
High Density			
Underground Labor/Material Costs	\$2,198	\$2,421	\$223
Overhead Labor/Material Costs	\$1,528	\$2,075	\$547
Per lot Differential	\$670	\$346	\$324

Source: Commission Order No. PSC-2019-0448-TRF-EI and 2020 Petition.

Operational Costs

Rule 25-6.078(4), F.A.C., requires that the differences in net present value (NPV) of operational costs between overhead and underground systems, including average historical storm restoration costs over the life of the facilities, be included in the URD charge. The inclusion of the operational cost is intended to capture longer term costs and benefits of undergrounding.

Operational costs include operations and maintenance costs and capital costs and represent the cost differential between maintaining and operating an underground versus an overhead system over the life of the facilities. The inclusion of the storm restoration cost in the URD differential lowers the differential, since an underground distribution system generally incurs less damage than an overhead system as a result of a storm and, therefore, less restoration costs when compared to an overhead system.

The utility used a 5-year average of historical operational costs (2015-2019) for its calculations in this docket. The methodology used by Gulf for calculating the NPV of operational costs was approved by Order No. PSC-12-0531- TRF-EI. Gulf's NPV calculation

used a 32-year life of the facilities and a 7.35 percent discount rate. Operational costs may vary in amount for different IOUs as a result of differences in size of service territory, miles of coastline, regions subject to extreme winds, age of the distribution system, or construction standards.

Prior to adding the year 2019 to its operational cost calculation cycle, the utility did not have a significant amount of avoided storm operational costs in its URD calculation. In 2019, the utility incorporated the impact of Hurricane Michael in its avoided storm cost calculations. In response to staff's data request, Gulf states that its overhead storm restoration costs related to Hurricane Michael were approximately \$342 million, compared to \$38 million in underground costs. The incorporation of these costs created a significant shift in the operational cost offset. The proposed differential is \$0 when the calculation results in a negative number.

Table 3 presents the pre-operational, non-storm operational, and the avoided storm restoration cost differentials between overhead and underground systems.

Table 3
NPV of Operational Costs Differential per Lot

Type of Subdivision	Pre-Operational (A)	Non-Storm Operational Costs (B)	Avoided Storm Costs (C)	Proposed URD Differentials (A)+(B)+(C)
Low Density	\$560	\$816	(\$9,480)	\$0
High Density	\$346	\$599	(\$9,376)	\$0

Source: 2020 Petition.

Revised Underground Residential Distribution Tariffs

In this petition, Gulf has proposed to restructure certain language in its URD tariffs. In its response to the data request, the utility stated that the modified language offers a more simplified cost structure which should allow customers to better gauge the total costs for installing underground facilities. Additionally, the new language allows the customer to choose either credits per lot or per distance, which should provide flexibility in the amount of work a customer is able to contribute in undergrounding their facilities. Overall, the utility believes the changes will encourage customers to install new underground facilities. We find that the changes are clear and the restructuring maintains the intent of the tariffs. We also note that the proposed tariff language is similar to Florida Power & Light Company's current Commission-approved URD tariffs.²

² Order No. PSC-2019-0360-TRF-EI, issued August 26, 2019, in Docket No. 20190081-EI, *In re: Petition for approval of 2019 revisions to underground residential and commercial differential tariffs, by Florida Power & Light Company*.

Proposed Underground Commercial Differential Tariffs

Along with its revised URD tariffs, Gulf is requesting approval of its initial underground commercial differential (UCD) tariffs. These tariffs would apply to requests for underground service facilities made by small commercial/industrial applicants for new service. UCD tariffs are not required by Rule 25-6.078, F.A.C., and as such, are not required to use the operational or avoided storm cost methodology in calculating the overhead/underground cost differentials. Gulf stated in its petition that while it considered the effects of overhead hardening in its UCD calculation, the operational cost structure used in its URD tariffs is not directly transferable to its UCD calculation approach. Gulf stated that its proposed UCD tariff charges are tailored to specific equipment and materials that are utilized to provide underground service to a single or limited number of commercial buildings. The utility stated that commercial facilities can vary widely and differ between customers. As such, the utility did not apply the operational cost differential to UCD tariffs; rather, the tariffs provide specific labor and material cost differential for differing construction options.

We have reviewed the proposed initial UCD tariffs and determined that the utility provided appropriate support for the material and labor costs associated with the differing commercial overhead and underground installations. Gulf stated in its petition that the cost estimates were based on standard company design criteria and system-wide costs, as of the end of 2019. We find that the UCD tariffs are appropriate and provide additional clarity for commercial customers. As with the revised URD tariffs, we recognize that Gulf's UCD tariffs are similarly structured to those approved for Florida Power & Light Company.

Conclusion

We have reviewed Gulf's proposed URD and UCD tariffs and associated charges, its accompanying work papers, and responses to staff's data request, and find that the proposed URD and UCD tariffs and associated charges are reasonable. We approve Gulf's proposed URD and UCD tariffs and associated charges, as shown in Attachments A and B, effective August 6, 2020.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that Gulf Power Company's revised URD tariffs as shown in Attachment A are approved effective August 6, 2020. It is further

ORDERED that the utility's proposed UCD tariffs as shown in Attachment B are approved effective August 6, 2020. It is further

ORDERED that if a protest is filed within 21 days of issuance of the Order, the tariff shall remain in effect with any charges held subject to refund pending resolution of the protest. It is further

ORDERED that if no timely protest is filed, this docket shall be closed upon the issuance of a Consummating Order.

By ORDER of the Florida Public Service Commission this 24th day of July, 2020.



ADAM J. TEITZMAN
Commission Clerk
Florida Public Service Commission
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Tallahassee, Florida 32399
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Copies furnished: A copy of this document is provided to the parties of record at the time of issuance and, if applicable, interested persons.

SPS

NOTICE OF FURTHER PROCEEDINGS

The Florida Public Service Commission is required by Section 120.569(1), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

Mediation may be available on a case-by-case basis. If mediation is conducted, it does not affect a substantially interested person's right to a hearing.

The Commission's decision on this tariff is interim in nature and will become final, unless a person whose substantial interests are affected by the proposed action files a petition for a formal proceeding, in the form provided by Rule 28-106.201, Florida Administrative Code. This petition must be received by the Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on August 14, 2020.

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In the absence of such a petition, this Order shall become final and effective upon the issuance of a Consummating Order.

Any objection or protest filed in this docket before the issuance date of this order is considered abandoned unless it satisfies the foregoing conditions and is renewed within the specified protest period.



Gulf Power®

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**PART VI
UNDERGROUND DISTRIBUTION FACILITIES**

6.1 ~~DEFINITIONS~~—The following words and terms, when used in these Rules, shall have the meaning indicated:

~~APPLICANT~~ - Any person, partnership, association, corporation, or governmental agency controlling or responsible for the development of a new subdivision or dwelling unit, commercial project or individual enterprise and applying for the construction of underground electric distribution facilities.

~~BACKBONE~~ - The distribution system, excluding feeder and that portion of the service lateral which is on the lot being served by that service lateral.

~~BUILDING~~ - Any structure, within a subdivision, designed for residential occupancy and containing less than five (5) individual dwelling units, excluding a townhouse unit.

~~CABLE IN CONDUIT SYSTEM~~ - Underground residential distribution systems where all underground primary, secondary, service, and street light conductors are installed in direct buried conduit. Other facilities associated with cable in conduit, such as transformers, may be above ground.

~~COMMISSION~~ - The Florida Public Service Commission.

~~COMPANY~~ - Gulf Power Company.

~~DIRECT BURIAL~~ - A type of construction involving the placing of conductors in the ground without the benefit of conduit or ducts. Other facilities, such as transformers, may be above ground.

~~DISTRIBUTION FACILITIES~~ - Electric service facilities consisting of primary and secondary conductors, service laterals, transformers, and necessary accessories and appurtenances for the furnishing of electric power at utilization voltage.

~~DISTRIBUTION SYSTEM~~ - Electric service facilities consisting of primary and secondary conductors, service laterals, conduits, transformers, and necessary accessories and appurtenances for the furnishing of electric power at utilization voltage.

~~DWELLING UNIT~~ - A single unit providing complete, independent living facilities for one or more persons including permanent provisions for living, sleeping, eating, cooking, and sanitation.

~~FEEDER MAIN~~ - A three-phase primary installation, including switches, which serves as a source for primary laterals and loops through suitable overcurrent devices.

~~FINAL GRADE~~ - The ultimate elevation of the ground, paved or unpaved, which will prevail in a subdivision or tract of land.

~~FULL-DUCT SYSTEM~~ - A type of construction involving the placing of conductors in conduit or duct. Other facilities, such as transformers, may be above ground.

~~HIGH-DENSITY SUBDIVISION~~ - A subdivision having a density of six (6) or more dwelling units per acre.

~~LOW-DENSITY SUBDIVISION~~ - A subdivision having a density of at least 1.5 dwelling units but less than six (6) dwelling units per acre.

~~MOBILE HOME (TRAILER)~~ - A non-self-propelled vehicle or conveyance, permanently equipped to travel upon the public highways, that is used either temporarily or permanently as a residence or living quarters. A vehicle or conveyance, permanently equipped to travel upon the public highways, that is used either temporarily or permanently as a residence or living quarters.

~~MULTIPLE-OCCUPANCY BUILDING~~ - A structure erected and framed of component structural parts and designed to contain five or more individual dwelling units.

ISSUED BY: TIFFANY COHEN



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OVERHEAD SYSTEM - Distribution system consisting of primary, secondary and service conductors and aerial transformers supported by poles.

POINT OF DELIVERY - The point where the Company's wires or apparatus are connected to those of the Customer.

PRIMARY LATERAL - That part of the electric distribution system whose function is to conduct electricity at the primary level from the feeder main to the transformers. It usually consists of a single-phase conductor or insulated cable, with conduit, together with necessary accessory equipment for supporting, terminating and disconnecting from the primary mains by a fusible element.

PRIMARY CONDUCTORS - Facilities which conduct electricity at the primary voltage level to the transformers serving the secondary or service lateral.

SECONDARY - That part of the electric distribution facilities which conducts electricity from the transformers to the service lateral.

SERVICE LATERAL - The underground conductors between the secondary conductors or transformers, and the point of delivery.

SERVICE LATERAL - The entire length of underground service conductors and conduit between the distribution source, including any risers at a pole or other structure or from transformers, from which only one point of service will result, and the first point of connection to the Service Entrance Conductors in a terminal or meter box outside the building wall.

SERVICE ENTRANCE CONDUCTORS - The Customer's conductors from point of connection at the service drop or service lateral to the service equipment.

SUBDIVISION - The tract of land which is divided into five (5) or more building lots or upon which five or more separate dwelling units are to be located, or the land on which is to be constructed new multiple-occupancy buildings.

TRENCH MILE - The length of trench in miles required for underground primary cables.

TOWNHOUSE - A one-family dwelling unit of a group such that units are separated only by fire walls. Each townhouse unit shall be constructed upon a separate lot and serviced with separate utilities and shall otherwise be independent of one another.

6.2 GENERAL

6.2.1 Application

Underground electric distribution facilities may be offered in lieu of overhead facilities in accordance with these Rules and Regulations.

- (a) New Residential Subdivisions (SECTION 6.3)
- (b) New Service Laterals from Overhead Systems (SECTION 6.4)
- (c) Replacement of Existing Overhead and Underground Service Laterals (SECTION 6.5)
- (d) New Multiple-Occupancy Buildings (SECTION 6.4)
- (e) Other Underground Distribution Facilities (SECTION 6.5) Installation of Underground Electric Distribution Facilities for New Construction (SECTION 6.7)
- (f) Installation of Underground Electric Distribution Facilities for Conversion of Overhead Electric Distribution Facilities (SECTION 6.8)
- (g) Installation of Underground Electric Distribution Facilities to Small Commercial/Industrial Customers (SECTION 6.9)

6.2.2 Early Notification and Coordination

In order for the Company to provide service when required, it is necessary that the Applicant notify the Company during the early stages of planning major projects. It is the Applicant's responsibility to insure that close cooperation is maintained with

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the Company throughout the planning and construction stages by the architect, the builder, and the consulting engineers to avoid delays and additional expense. Particular attention must be given to the scheduling of the construction of paved areas and the various subgrade installations of the several utilities. Failure of the Applicant to provide such notification and coordination shall result in the Applicant paying any additional costs incurred by the Company.

Any Applicant seeking the installation of underground distribution facilities pursuant to a written request hereunder shall execute the Agreement for Underground Construction Standards ~~set forth in Section VII of this tariff, under Standard Contract Forms, at Sheet no. 7-25.~~ Failure to execute said agreement within 180 days after the delivery by Gulf Power Company of a binding cost estimate shall result in forfeiture of the deposit made. Any subsequent request for underground facilities will require the payment of a new deposit and the presentation of a new binding cost estimate. For good cause Gulf may extend the 180-day time limit. Upon execution of the Agreement for Underground Construction Standards, payment in full of the differential cost specified in the binding cost estimate, and compliance with the requirements of this tariff, Gulf shall proceed to install the facilities identified in a timely manner.

As a condition precedent to the conversion of any overhead distribution facilities, the Company may require that the Applicant obtain executed agreements with all affected pole licensees (e.g. telephone, cable TV, etc.) for the simultaneous conversion of those pole licensees' facilities and provide Gulf with a copy of the Agreement(s). Such agreements shall specifically acknowledge that the affected pole licensee will coordinate the conversion with Gulf and other licensees in a timely manner so as to not create unnecessary delays. Failure to present to Gulf Power Company executed copies of any necessary agreements with affected pole licensees within 180 days after delivery of the binding cost agreement to the Applicant shall result in forfeiture of the deposit paid for the binding cost estimate, the return of any differential cost paid for the binding cost estimate, the return of any differential cost paid less any actual cost incurred, and the termination of any Agreement For Underground Construction Standards entered into between the Applicant and Gulf Power Company.

6.2.3 Changes to Plans

The Applicant shall pay for all additional costs ~~incurred by~~ imposed on the Company by the Applicant including, but not limited to, engineering design, administration and relocation expenses, due to changes made subsequent to the agreement by the Applicant in the subdivision layout or final grade. ~~after original agreed-upon design has been completed by the Company.~~

6.2.4 Underground Installations Not Covered

Where the Applicant requests or government ordinance mandates underground electric facilities including, but not limited to, three phase primary feeder mains, transformers, pedestal mounted terminals, switching equipment, meter cabinets, service laterals, or other electrical facilities not specifically covered by these Rules and Regulations, or in areas where the terrain, loads, and/or equipment are not typical, and where overhead facilities would otherwise normally be provided, the Applicant ~~and the Company may enter into an agreement outlining the terms and conditions of the installation prior to such installation.~~ Shall pay the Company the differential installed cost between the underground facilities and the equivalent overhead facilities as calculated by the Company. The Applicant shall also provide the necessary rights of way and easements as given in Section 6.2.7.

6.2.5 Type of System Provided

The costs quoted in these rules are for underground residential distribution service laterals, secondary and primary conductors of standard Company design with cable in conduit facilities are of standard Company design, generally with all cable in duct or conduit and above-grade appurtenances. Unless otherwise stated, service provided will be 120/240 volt, single phase. If other types of facilities other than standard Company design are requested by the Applicant or required by governmental authority, the Applicant ~~or governmental authority~~ will pay the additional costs, as calculated by the Company, if any. All service laterals and secondary and single phase primary conductors shall be underground. Appurtenances such as transformers, pedestal-mounted terminals, switching equipment, and meter cabinets may be placed above ground. Feeder mains required within a subdivision may be overhead if the Applicant and the Company determine that the additional cost of underground is not justified for that particular location, unless otherwise required by governmental authority, in which case the differential cost will be borne by the Applicant or governmental authority.

ISSUED BY: TIFFANY COHEN



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- 6.2.6 Design and Ownership OF UNDERGROUND FACILITIES
The Company will design, install, own, and maintain the electric distribution facilities up to the designated point of delivery for residential and commercial services up to and including 400A except as otherwise stated-noted. Any payment made by the Applicant under the provisions of these Rules will not convey to the Applicant any rights of ownership or right to specify Company facilities utilized to provide service. The Applicant may, subject to a contractual agreement with the Company, construct and install a portion of the underground distribution facilities provided:
- ~~(a) such work meets the Company's construction standards;~~
 - ~~(b) the Company will own and maintain the completed distribution facilities;~~
 - ~~(c) such agreement is not expected to cause the general body of ratepayers to incur greater costs;~~
 - ~~(d) the Applicant agrees to pay Gulf Power Company's current applicable Engineering and Supervision rate associated with the estimate of work to be performed by the Applicant. This amount represents the cost of Gulf's engineering time to review and inspect the Applicant's work;~~
 - ~~(e) the Applicant agrees to rectify any deficiencies found by Gulf Power Company prior to the connection of any customers to the underground electric distribution system or the connection of the underground electric distribution facilities to Gulf Power Company's distribution system. Furthermore, the deficiencies must be corrected in a timely manner or Gulf shall construct the system improvement using overhead facilities and the Applicant will have to pay the cost of such improvement and the cost of its removal before the corrected underground facilities will be connected.~~
- 6.2.7 Rights of Way and Easements
The Company shall construct, own, operate, and maintain distribution facilities only along easements, public streets, roads, and highways which the Company has legal right to occupy. The Applicant shall record and furnish satisfactory rights of way and easements, including legal descriptions or such easements and all survey work associated with producing legal descriptions of such easements, as required by and at no cost to the Company prior to the Company initiating construction.
- Before the Company will start construction, these rights of way and easements must be cleared by the Applicant of trees, tree stumps and other obstructions that conflict with construction, staked to show property corners, survey control points, and at transformer locations, graded to within six (6) inches of final grade, with soil stabilized, at no cost to the Company. In addition, the Applicant shall provide stakes showing final grade along the easement. Such clearing and grading must be maintained by the Applicant during construction by the utility. Should paving, grass, landscaping, or sprinkler systems be installed prior to the construction of the underground distribution facilities, the Applicant shall pay the added costs of trenching, backfilling, and restoring the paving, grass, landscaping, and sprinkler systems to their original condition.
- ~~(a) General Requirements. The Company shall construct, own, operate, and maintain distribution facilities only along easements, public streets, roads, and highways which the Company has the legal right to occupy, and on public lands and private property across which rights of way and easements satisfactory to the Company may be obtained without condemnation or cost to the Company.~~
 - ~~(b) Scheduling, Clearing, and Grading. Rights of way and easements suitable to the Company must be furnished by the Applicant in reasonable time to meet service requirements, and must be cleared of trees, tree stumps, paving and other obstructions, staked to show property lines and final grade, and must be graded to within six (6) inches of final grade by the Applicant before the Company will commence construction, all at no charge to the Company. Such clearing and grading must be maintained by the Applicant during construction by the Company. Grade stakes must be provided at transformer locations. Should paving, grass, landscaping, or sprinkler systems be installed prior to the construction of the underground distribution facilities, the Applicant shall pay the added costs of trenching, backfilling, and restoring the paving, grass, landscaping, and sprinkler systems to their original condition.~~



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6.2.8 Contributions and Credits

The Applicant shall pay the required contribution upon receipt of written notification from the Company. No utility construction shall commence prior to completion of a written agreement and payment in full of the entire contribution. Where, by mutual agreement, the Applicant performs any of the work normally performed by the Company, the Applicant shall receive a credit for such work in accordance with the credit amounts contained herein, provided that

- a) The work is in accordance with Company specifications.
- b) The credits shall not exceed the total differential costs.
- c) The Applicant agrees to pay the Company costs associated with estimating the work to be performed by the Applicant, representing the cost of time to review and inspect the Applicant's work.
- d) The credit will be granted after the work has been inspected by the Company and, in the case of Applicant-installed conduit, after the applicable conductors have been installed.
- e) The Company will assume ownership and maintain the completed distribution facilities, once they are determined to meet Company specifications and/or installation of cable in Applicant-installed conduit.
- f) The Applicant agrees to rectify any deficiencies found by the Company prior to the connection of any customers to the underground electric distribution system or the connection of the underground electric distribution facilities to the Company's distribution system. Furthermore, the deficiencies must be corrected in a timely manner or the Company shall construct the system improvement using overhead facilities and the Applicant will have to pay the cost of such improvement and the cost of its removal before the corrected underground facilities will be connected.

Before commencing any work on the Company's behalf, the Applicant should submit Form 9a – Agreement for Underground Construction Standards under Standard Contract forms to the Company.

~~6.2.9 PAYMENT OF CHARGES. The Company shall not be obligated to install any facilities until payment of applicable charges, if any, has been completed.~~

6.2.9 Location of Distribution Facilities

Underground distribution facilities will be located, as determined by the Company, to maximize their accessibility for maintenance and operation. The Applicant shall provide accessible locations for meters when the design of a dwelling unit or its appurtenances limits perpetual accessibility for reading, testing, or making necessary repairs and adjustments.


6.2.10 Special Conditions

The costs quoted in these rules are based on conditions which permit employment of rapid construction techniques. The Applicant shall be responsible for necessary additional hand digging expenses other than what is normally provided by the Company. The Applicant is responsible for clearing, compacting, boulder and large rock removal, stump removal, paving, and addressing other special conditions. Should paving, grass, landscaping or sprinkler systems be installed prior to the construction of the underground distribution facilities, the Applicant shall pay the added costs of trenching and backfilling and be responsible for restoration of property damaged to accommodate the installation of underground facilities.

6.2.11 Point of Delivery

The point of delivery to the building shall be determined by the Company and normally will be at the point of the building nearest the point at which the underground secondary system is available to the property to be served. If the point of delivery on any building is more than fifty (50) feet in length from the available secondary system (seventy [70] feet for low density subdivisions), then the Applicant may be required to make additional payment for the excess length. When a location for a point of delivery different from that designated by the Company is requested by the Applicant, and approved by the Company, the Applicant shall pay the estimated full cost of service lateral length, including labor and materials, required in excess of that which would have been needed to reach the Company's designated point of service. The additional cost per trench foot is \$13.29. Where an existing trench with existing conduit is utilized, the additional cost per trench foot is \$6.24. Where the Applicant provides the trenching, installs Company provided conduit according to Company specifications and backfilling, the cost per additional trench foot is \$6.24. Any re-designation requested by the Applicant shall conform to good safety and construction practices as determined by the Company. Service laterals shall be installed, where possible, in a direct line to the point of delivery.

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6.2.12 Location of Meter Socket & Service Entrance Facilities
 The Applicant shall install a meter socket enclosure and suitable service entrance facilities and downpipe to accommodate the Company's service lateral conductors at the point designated by the Company in accordance with the Company's specifications. These facilities will be installed in accordance with the Company's specifications and all applicable codes. Service conductors shall be installed, where possible, in a direct line to the point of delivery.

6.2.13 Relocation or Removal of Existing Facilities
 If the Company is required to relocate or remove existing facilities in the implementation of these Rules, all costs thereof shall be borne exclusively by the Applicant, as follows:

a) For removal of existing facilities, these costs will include the costs of removal, the in-place value (less salvage) of the facilities so removed and any additional costs due to existing landscaping, pavement or unusual conditions.

b) For relocation of existing facilities, these costs will include the costs of relocation of reusable equipment, costs of removal of equipment that cannot be reused, costs of installation of new equipment, and any additional costs due to existing landscaping, pavement or unusual conditions.

6.2.14 Development of Subdivisions
 The above charges are based on reasonably full and timely use of the land being developed. Where the Company is required to construct underground electric facilities through a section or sections of the subdivision or development where, in the opinion of the Company, service will not be required for at least two years, the Company may require a deposit from the Applicant before construction is commenced. This deposit, to guarantee performance, will be based on the estimated total cost of such facilities rather than the differential cost. The amount of the deposit, without interest, in excess of any charges for underground service will be returned to the applicant on a pro-rata basis at quarterly intervals on the basis of installations to new customers. Any portion of such deposit remaining unrefunded, after five years from the date the Company is first ready to render service from the extension, will be retained by the Company.

6.2.15 Service Lateral Conductor
 All residential Tariff charges are based on a single service conductor installed in a single 2" conduit, limited to a maximum size of 4/0 triplex. All parallel services, or any single services requiring service conductor larger than 4/0 triplex, require additional charges determined by specific cost estimate.

6.2.16 ~~8-~~ Damage to Company's Equipment
 The Applicant shall be responsible to ensure that the Company's distribution facilities once installed, are not damaged, destroyed, or otherwise disturbed during the construction of the project. This responsibility shall extend not only to those in his employ, but also to his subcontractors. Should damage occur, the Applicant shall be responsible for the full cost of repairs.

6.3 UNDERGROUND DISTRIBUTION FACILITIES FOR NEW RESIDENTIAL SUBDIVISIONS


6.3.1 Availability
 After receipt of proper application and compliance by the Applicant with applicable Company rules and procedures, the Company will install underground distribution facilities to provide single phase service to new residential subdivisions of five (5) or more building lots.

6.3.2 Contribution by Applicant

(a) Prior to such installations, the Applicant and the Company will enter into an agreement outlining the terms and conditions of installation, and the Applicant will be required to pay the Company in advance the entire cost as described below:

	Low Density Subdivision (\$ per lot)	High Density Subdivision (\$ per lot)
1. Gulf supplies and installs all primary, secondary, and service trench, duct, and cable.	\$498	\$562

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2. Applicant installs primary and secondary trench and duct system. Gulf supplies primary and secondary duct and supplies and installs service duct. Gulf supplies and installs primary, secondary, and service cable.	\$307	\$428
3. Applicant supplies and installs primary and secondary trench and duct. Gulf supplies primary and secondary cable. Gulf supplies and installs service duct and cable.	\$181	\$327
All construction done by the Applicant must meet the Company's specifications. All installations must be approved by the Company's authorized representative.		
a) <u>The Applicant shall pay the Company the average differential cost for single phase residential underground distribution service based on the number of service laterals required or the number of dwelling units, as follows:</u>		
		<u>Applicant's Contribution</u>
<u>Where density is 6.0 or more dwelling units per acre:</u>		
<u>Buildings that do not exceed four units, townhouses, and mobile homes – per service lateral.</u>		<u>\$ 0.00</u>
<u>Where density is 0.5 or greater, but less than 6.0 dwelling units per acre:</u>		
<u>Buildings that do not exceed four units, townhouses, and mobile homes – per service lateral</u>		<u>\$ 0.00</u>
<u>Where the density is less than 0.5 dwelling units per acre, or the Distribution System is of non-standard design, individual cost estimates will be used to determine the differential cost as specified in Paragraph 6.2.5.</u>		
<u>Additional charges specified in Paragraphs 6.2.10 and 6.2.11 may also apply.</u>		
b) <u>The above costs are based upon arrangements that will permit serving the local underground distribution system within the subdivision from overhead feeder mains. If feeder mains within the subdivision are deemed necessary by the Company to provide and/or maintain adequate service and are required by the Applicant or a governmental agency to be installed underground, the Applicant shall pay the Company the average differential cost betwsuch underground feeder mains within the subdivision and equivalent overhead feeder mains, as determined by the Company in accordance with Paragraph 6.2.5.</u>		
c) <u>Where primary laterals are needed to cross open areas such as golf courses, parks, other recreation areas and water retention areas, the Applicant shall pay the average differential costs for these facilities as follows:</u>		
<u>Cost per foot of primary lateral trench within the subdivision</u>		
<u>1) Single Phase - per foot</u>		<u>\$2.15</u>
<u>2) Two Phase - per foot</u>		<u>\$3.00</u>
<u>3) Three Phase - per foot</u>		<u>\$4.65</u>
d) <u>For requests for service where underground facilities to the lot line are existing and a differential charge was previously paid for these facilities, the cost to install an underground service lateral to the meter is as follows:</u>		
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Density less than 6.0 dwelling units per acre:	\$666.57
Density 6.0 or greater dwelling units per acre:	\$647.09
6.3.3 Contribution Adjustments	
a) Credits will be allowed to the Applicant's contribution in Section 6.3.2, where, by mutual agreement, the Applicant provides all trenching and backfilling for the Company's distribution system, excluding feeder, and installs Company-provided conduit:	
	Credit to Applicant's Contribution
1. Where density is 6.0 or more dwelling units per acre:	Backbone Service
Buildings not exceeding four units, townhouses, and mobile homes - per service lateral.	\$166.66 \$240.90
2. Where density is 0.5 or greater, but less than 6.0 dwelling units per acre:	
Buildings not exceeding four units, townhouses, and mobile homes, per service lateral	\$303.99 \$337.25
b) Credits will be allowed to the Applicant's contribution in Section 6.3.2, where, by mutual agreement, the Applicant purchases Company-specified conduit excluding feeder. This credit is:	
1. Where density is 6.0 or more dwelling units per acre:	Backbone Service
Buildings not exceeding four units, townhouses, and mobile homes - per service lateral.	\$29.53 \$15.26
2. Where density is 0.5 or greater, but less than 6.0 dwelling units per acre - per service lateral.	\$69.39 \$37.89
Credits will be allowed to the Applicant's contribution in Section 6.3.2, where, by mutual agreement, the Applicant in accordance with Company instructions:	
c) provides a portion of trenching and backfilling for the Company's facilities (per foot of trench), plus:	
1. installs a portion of Company-provided PVC conduit (per foot of conduit) for 2" PVC:	\$4.82
2. for larger than 2" PVC:	\$7.05
d) purchases a portion of Company-specified PVC conduit (per foot of conduit) for 2" PVC:	\$0.45
for larger than 2" PVC:	\$1.20
e) installs a Company-provided primary splice box (per box):	\$75.61
f) installs a Company-provided concrete pad for a pad-mounted transformer, (per pad):	\$306.33
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THREE PHASE LIFT STATION
COSTS TO PROVIDE 3-PH SVC TO LIFT STATION W/IN TYPICAL SUBDIVISION - OPTION 1

CUSTOMER REQUEST: 120/208 or 277/480

MOTOR SIZE	AVAILABLE UNDERGROUND FACILITIES		
	SINGLE PHASE	TWO PHASES	THREE PHASES
< 5HP	\$25.87-per-ft plus 3ph padmount bx, pad, and ug service minus one oh transformer, cutout, arrester, and service	\$17.77-per-ft plus 3ph padmount bx, pad, and ug service minus one oh transformer, cutout, arrester, and service	\$0 cost-per-ft plus 3ph padmount bx, pad, and ug service minus one oh transformer, cutout, arrester, and service
5HP < X < 25HP	\$11.58-per-ft plus 3ph padmount bx, pad, and ug service minus 2 oh transformers, 2-outouts, 2 arresters, and service	\$12.86-per-ft plus 3ph padmount bx, pad, and ug service minus 2 oh transformers, 2-outouts, 2 arresters, and service	\$0 cost-per-ft plus 3ph padmount bx, pad, and ug service minus 2 oh transformers, 2-outouts, 2 arresters, and service
> 25HP	\$6.67-per-ft plus 3ph padmount bx, pad, and ug service minus 3 oh transformers, 3-outouts, 3 arresters, cluster mt, and service	\$3.47-per-ft plus 3ph padmount bx, pad, and ug service minus 3 oh transformers, 3-outouts, 3 arresters, cluster mt, and service	\$0 cost-per-ft plus 3ph padmount bx, pad, and ug service minus 3 oh transformers, 3-outouts, 3 arresters, cluster mt, and service

CUSTOMER REQUEST: 120/240 OPEN DELTA

MOTOR SIZE	AVAILABLE UNDERGROUND FACILITIES		
	SINGLE PHASE	TWO PHASES	THREE PHASES
< 5HP	\$13.01-per-ft plus 2 padmount bx, 2 pads, and ug service minus one oh transformer, cutout, arrester, and service	\$0 cost-per-ft plus 2 padmount bx, 2 pads, and ug service minus one oh transformer, cutout, arrester, and service	\$0 cost-per-ft plus 2 padmount bx, 2 pads, and ug service minus one oh transformer, cutout, arrester, and service
5HP < X < 25HP	\$3.20-per-ft plus 2 padmount bx, 2 pads, and ug service minus 2 oh transformers, 2-outouts, 2 arresters, and service	\$0 cost-per-ft plus 2 padmount bx, 2 pads, and ug service minus 2 oh transformers, 2-outouts, 2 arresters, and service	\$0 cost-per-ft plus 2 padmount bx, 2 pads, and ug service minus 2 oh transformers, 2-outouts, 2 arresters, and service
> 25HP	\$3.20-per-ft plus 2 padmount bx, 2 pads, and ug service minus 2 oh transformers, 2-outouts, 2 arresters, and service	\$0 cost-per-ft plus 2 padmount bx, 2 pads, and ug service minus 2 oh transformers, 2-outouts, 2 arresters, and service	\$0 cost-per-ft plus 2 padmount bx, 2 pads, and ug service minus 2 oh transformers, 2-outouts, 2 arresters, and service

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MOTOR SIZE	AVAILABLE UNDERGROUND FACILITIES		
	SINGLE PHASE	TWO PHASES	THREE PHASES
<5HP	\$25.03 per ft plus 3-ph padmount tx, pad, and ug service	\$17.32 per ft plus 3-ph padmount tx, pad, and ug service	\$0 cost per ft plus 3-ph padmount tx, pad, and ug service
-	minus one oh transformer, outout, arrester, and service	minus one oh transformer, outout, arrester, and service	minus one oh transformer, outout, arrester, and service
5HP < X < 25HP	\$10.74 per ft plus 3-ph padmount tx, pad, and ug service	\$12.41 per ft plus 3-ph padmount tx, pad, and ug service	\$0 cost per ft plus 3-ph padmount tx, pad, and ug service
-	minus 2 oh transformers, 2 outouts, 2 arresters, and service	minus 2 oh transformers, 2 outouts, 2 arresters, and service	minus 2 oh transformers, 2 outouts, 2 arresters, and service
>25HP	\$5.83 per ft plus 3-ph padmount tx, pad, and ug service	\$3.02 per ft plus 3-ph padmount tx, pad, and ug service	\$0 cost per ft plus 3-ph padmount tx, pad, and ug service
-	minus 3 oh transformers, 3 outouts, 3 arresters, cluster mt, and service	minus 3 oh transformers, 3 outouts, 3 arresters, cluster mt, and service	minus 3 oh transformers, 3 outouts, 3 arresters, cluster mt, and service

CUSTOMER REQUEST: 120/240 OPEN DELTA

MOTOR SIZE	AVAILABLE UNDERGROUND FACILITIES		
	SINGLE PHASE	TWO PHASES	THREE PHASES
<5HP	\$12.62 per ft plus 2 padmount tx, 2 pads, and ug service	\$0 cost per ft plus 2 padmount tx, 2 pads, and ug service	\$0 cost per ft plus 2 padmount tx, 2 pads, and ug service
-	minus one oh transformer, outout, arrester, and service	minus one oh transformer, outout, arrester, and service	minus one oh transformer, outout, arrester, and service
5HP < X < 25HP	\$2.81 per ft plus 2 padmount tx, 2 pads, and ug service	\$0 cost per ft plus 2 padmount tx, 2 pads, and ug service	\$0 cost per ft plus 2 padmount tx, 2 pads, and ug service
-	minus 2 oh transformers, 2 outouts, 2 arresters, and service	minus 2 oh transformers, 2 outouts, 2 arresters, and service	minus 2 oh transformers, 2 outouts, 2 arresters, and service
>25HP	\$2.81 per ft plus 2 padmount tx, 2 pads, and ug service	\$0 cost per ft plus 2 padmount tx, 2 pads, and ug service	\$0 cost per ft plus 2 padmount tx, 2 pads, and ug service
-	minus 2 oh transformers, 2 outouts, 2 arresters, and service	minus 2 oh transformers, 2 outouts, 2 arresters, and service	minus 2 oh transformers, 2 outouts, 2 arresters, and service



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THREE PHASE LIFT STATION
COSTS TO PROVIDE 3 PH SVC TO LIFT STATION W/IN TYPICAL SUBDIVISION – OPTION 3

CUSTOMER REQUEST: 120/208 or 277/480

MOTOR SIZE	AVAILABLE UNDERGROUND FACILITIES		
	SINGLE PHASE	TWO PHASES	THREE PHASES
< 5HP	\$21.04 per ft plus 3ph padmount tx, pad, and ug service minus one oh transformer, cutout, arrester, and service	\$15.77 per ft plus 3ph padmount tx, pad, and ug service minus one oh transformer, cutout, arrester, and service	\$0 cost per ft plus 3ph padmount tx, pad, and ug service minus one oh transformer, cutout, arrester, and service
5HP < X < 25HP	\$7.65 per ft plus 3ph padmount tx, pad, and ug service minus 2 oh transformers, 2 cutouts, 2 arresters, and service	\$10.86 per ft plus 3ph padmount tx, pad, and ug service minus 2 oh transformers, 2 cutouts, 2 arresters, and service	\$0 cost per ft plus 3ph padmount tx, pad, and ug service minus 2 oh transformers, 2 cutouts, 2 arresters, and service
> 25HP	\$2.74 per ft plus 3ph padmount tx, pad, and ug service minus 3 oh transformers, 3 cutouts, 3 arresters, cluster mt, and service	\$1.47 per ft plus 3ph padmount tx, pad, and ug service minus 3 oh transformers, 3 cutouts, 3 arresters, cluster mt, and service	\$0 cost per ft plus 3ph padmount tx, pad, and ug service minus 3 oh transformers, 3 cutouts, 3 arresters, cluster mt, and service

CUSTOMER REQUEST: 120/240 OPEN DELTA

MOTOR SIZE	AVAILABLE UNDERGROUND FACILITIES		
	SINGLE PHASE	TWO PHASES	THREE PHASES
< 5HP	\$11.08 per ft plus 2 padmount tx, 2 pads, and ug service minus one oh transformer, cutout, arrester, and service	\$0 cost per ft plus 2 padmount tx, 2 pads, and ug service minus one oh transformer, cutout, arrester, and service	\$0 cost per ft plus 2 padmount tx, 2 pads, and ug service minus one oh transformer, cutout, arrester, and service
5HP < X < 25HP	\$1.27 per ft plus 2 padmount tx, 2 pads, and ug service minus 2 oh transformers, 2 cutouts, 2 arresters, and service	\$0 cost per ft plus 2 padmount tx, 2 pads, and ug service minus 2 oh transformers, 2 cutouts, 2 arresters, and service	\$0 cost per ft plus 2 padmount tx, 2 pads, and ug service minus 2 oh transformers, 2 cutouts, 2 arresters, and service
> 25HP	\$1.27 per ft plus 2 padmount tx, 2 pads, and ug service minus 2 oh transformers, 2 cutouts, 2 arresters, and service	\$0 cost per ft plus 2 padmount tx, 2 pads, and ug service minus 2 oh transformers, 2 cutouts, 2 arresters, and service	\$0 cost per ft plus 2 padmount tx, 2 pads, and ug service minus 2 oh transformers, 2 cutouts, 2 arresters, and service



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~~6.3.3 FACILITIES TO BE UNDERGROUND. All service laterals and secondary and single phase primary conductors shall be underground. Appurtenances such as transformers, pedestal mounted terminals, switching equipment, and meter cabinets may be placed above ground. Feeder mains required within a subdivision may be overhead if the Applicant and the Company determine that the additional cost of underground is not justified for that particular location, unless otherwise required by governmental authority, in which case the differential cost will be borne by the Applicant or governmental authority.~~

~~6.3.4 POINT OF DELIVERY. The point of delivery to the building shall be determined by the Company and normally will be at the point of the building nearest the point at which the underground secondary system is available to the property to be served. If the point of delivery on any building is more than fifty (50) feet in length from the available secondary system (seventy (70) feet for low density subdivisions), then the Applicant may be required to make additional payment for the excess length.~~

~~6.3.5 LOCATION OF METER AND SOCKET & SERVICE ENTRANCE FACILITIES. The Applicant shall install a meter socket and suitable service entrance facilities at the point designated by the Company in accordance with the Company's specifications. Service conductors shall be installed, where possible, in a direct line to the point of delivery.~~

~~6.3.6 DEVELOPMENT OF SUBDIVISIONS. The above charges are based on reasonably full and timely use of the land being developed. Where the Company is required to construct underground electric facilities through a section or sections of the subdivision or development where, in the opinion of the Company, service will not be required for at least two years, the Company may require a deposit from the Applicant before construction is commenced. This deposit, to guarantee performance, will be based on the estimated total cost of such facilities rather than the differential cost. The amount of the deposit, without interest, in excess of any charges for underground service will be returned to the applicant on a pro rata basis at quarterly intervals on the basis of installations to new customers. Any portion of such deposit remaining unrefunded, after five years from the date the Company is first ready to render service from the extension, will be retained by the Company.~~

6.4 UNDERGROUND SERVICE LATERALS FROM OVERHEAD ELECTRIC DISTRIBUTION SYSTEMS

6.4.1. New Underground Service Laterals
When requested by the Applicant, the Company will install underground service laterals from overhead systems to newly constructed residential buildings containing less than five separate dwelling units.


6.4.2. Contribution by Applicant
The Applicant shall pay the Company the following differential cost between an overhead service and an underground service lateral, as follows, for buildings that do not exceed four units, townhouses, and mobile homes:


	Applicant's Contribution
a) <u>per service lateral (includes service riser installation)</u>	\$717.70

Additional charges specified in Paragraphs 6.2.10 and 6.2.11 may also apply. Underground service or secondary extensions beyond the boundaries of the property being served will be subject to additional differential costs as determined by individual cost estimates.

6.4.3. Contribution Adjustments
Credit will be allowed to the Applicant's contribution in Section 6.4.2 where, by mutual agreement, the Applicant provides trenching and backfilling for the Company's facilities or the Applicant installs Company-provided conduit per Company specifications. For buildings that do not exceed four units, townhouses, and mobile homes, this credit is:

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		Credit To Applicant's Contribution
<u>Trenching and backfilling, plus</u>		
<u>Installing conduit (2" PVC) - per foot</u>		<u>\$4.82</u>
<u>Installing conduit (Larger than 2" PVC) - per foot</u>		<u>\$7.20</u>
<u>Purchasing conduit (2" PVC) - per foot</u>		<u>\$0.45</u>
<u>Purchasing conduit (Larger than 2" PVC) - per foot</u>		<u>\$1.20</u>
6.5 UNDERGROUND SERVICE LATERALS REPLACING EXISTING RESIDENTIAL OVERHEAD AND UNDERGROUND SERVICES		
6.5.1	<u>Applicability</u> <u>When requested by the Applicant, the Company will install underground service laterals from existing systems as replacements for existing overhead and underground services to existing residential buildings containing less than five individual dwelling units.</u>	
6.5.2	<u>Rearrangement of Service Entrance</u> <u>The Applicant shall be responsible for any necessary rearranging of his existing electric service entrance facilities to accommodate the proposed underground service lateral in accordance with the Company's specifications.</u>	
6.5.3	<u>Trenching and Conduit Installation</u> <u>The Applicant shall also provide, at no cost to the Company, a suitable trench, perform the backfilling and any landscape, pavement or other similar repairs and install Company provided conduit according to Company specifications. When requested by the Applicant and approved by the Company, the Company may supply the trench and conduit and the Applicant shall pay for this work based on a specific cost estimate. Should paving, grass, landscaping or sprinkler systems need repair or replacement during construction, the Applicant shall be responsible for restoring the paving, grass, landscaping or sprinkler systems to the original condition.</u>	
6.5.4	<u>Contribution by Applicant</u>	
	a) <u>The charge per service lateral replacing an existing Company-owned overhead service for any density shall be:</u>	Applicant's Contribution
	1. <u>Where the Company provides an underground service lateral</u>	<u>\$717.70</u>
	b) <u>The charge per service lateral replacing an existing Company-owned underground service for any density shall be:</u>	
	1. <u>Where the service is from an overhead system:</u>	<u>\$811.96</u>
	2. <u>Where the service is from an underground system:</u>	<u>\$1,021.14</u>
	c) <u>The charge per service lateral replacing an existing Customer-owned underground service lateral from an overhead system for any density shall be:</u>	<u>\$301.06</u>
	d) <u>The charge per service lateral replacing an existing Customer-owned underground service lateral from an underground system for any density shall be:</u>	<u>\$136.69</u>
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The above charges include conversion of the service lateral from the last Company pole to the meter location. Removal of any other facilities such as poles, down guys, spans of secondary, etc. will be charged based on specific cost estimates for the requested additional work.

6.66.4 UNDERGROUND DISTRIBUTION TO MULTIPLE-OCCUPANCY RESIDENTIAL BUILDINGS


6.6.1 Availability
After receipt of proper application and compliance by the Applicant with applicable Company rules and procedures, the Company will install underground distribution facilities within that tract of land upon which multiple-occupancy residential buildings containing five (5) or more separate dwelling units will be constructed.

6.6.2 Contribution by Applicant
When feeder mains on tracts of land upon which multiple-occupancy buildings will be constructed are deemed necessary by the Company to provide and/or maintain adequate service, an underground installation is requested by the Applicant, or required by a governmental agency having the authority so to do, the Applicant shall contribute the differential costs provided in Section 6.3.2.b) and 6.3.3.c). Service for new multiple-occupancy residential buildings will be constructed underground within the property to be served to the point of delivery at or near the building by the Company at no charge to the Applicant (other than feeder mains), provided the Company is free to construct its service extension or extensions in the most economical manner and reasonably full use is made of the tract of land upon which the multiple-occupancy buildings will be constructed. The Applicant must pay a cost differential for any non-residential service such as a pool or office building if such service is not ganged with other single phase residential services. Other conditions will require special arrangements.

6.6.3 Responsibility of Applicant
The Applicant shall, at no cost to the Company:
a) Furnish details and specifications of the proposed building or complex of buildings. The Company will use these in the design of the electric distribution facilities required to render service.
b) Where the Company determines that transformers are to be located outside the building, the Applicant shall provide in accordance with Company specifications:
1) The space for padmounted equipment at or near the building, and protective devices for such equipment, if required.
2) The service entrance conductors and raceway from the Applicant's service equipment to the point of delivery designated by the Company at or near the building.
3) Conduits underneath all buildings when required for the Company's supply cables. Such conduits shall extend five feet beyond the edge of the buildings for joining to the Company's facilities.
c) Provide proper easements, including the right of ingress and egress for the installation, operation and maintenance of the Company's facilities.
d) Ensure that the metering enclosures are appropriately marked with the same alphabetic or numeric designation used to identify the service address. Such markings shall be of a permanent nature.

6.6.4 Responsibility of the Company
The Company will:
a) Provide the Applicant with the Company's plans to supply the proposed building or complex of buildings, and specifications for the facilities to be provided by the Applicant.

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b) <u>Furnish and install the primary or secondary conductors from existing or proposed facilities adjoining the property to the point of delivery, together with the ducts, if required, outside the building.</u> c) <u>Furnish and install the necessary transformers and associated equipment located outside the building.</u> d) <u>Be solely responsible for the installation, operation and maintenance of all of its facilities.</u>	
6.6.5 <u>Service Voltages</u> <u>The Company will supply service at one of the several secondary voltages available as mutually agreed upon between the Applicant and the Company.</u>	
6.6.6 <u>Meter Sockets and Service Entrance Facilities</u> The Applicant shall install service entrance facilities including meter sockets or suitable facilities for installation of the Company's meters at a location suitable to the Company. Meter sockets of facilities for installation of the Company's meters shall be a type and manufacture approved by the Company.	
6.5 OTHER UNDERGROUND DISTRIBUTION FACILITIES 6.7 INSTALLATION OF UNDERGROUND ELECTRIC DISTRIBUTION FACILITIES FOR NEW CONSTRUCTION	
<u>This section of the tariff applies to either requests for new or upgraded facilities, or requests to convert overhead electric distribution facilities. Nothing herein shall alter the charges or provisions outlined in sections 6.3, 6.4, 6.5, or 6.6 of this tariff.</u>	
6.7.1 <u>Definitions</u> <u>Applicant – Any person, corporation, or entity capable of complying with the requirements of this tariff that has made a written request for underground electric distribution facilities in accordance with this tariff.</u> <u>Conversion – Any installation of underground electric distribution facilities where the underground facilities will be substituted for existing overhead electric distribution facilities, including relocations.</u> <u>Distribution System</u> <u>Electric service facilities consisting of primary and secondary conductors, service drops, service laterals, conduits, transformers, and necessary accessories and appurtenances for the furnishing of electric power at utilization voltage.</u>	
6.7.2 <u>Application</u> <u>This tariff section applies to all requests for underground electric distribution facilities where the facilities requested will constitute new construction, other than those requests covered by sections 6.3, 6.4, 6.5, 6.6, 6.8 and 6.9 of this tariff. Any Applicant may submit a request as follows. Requests shall be in writing and must specify in detail the proposed facilities that the Applicant desires to be installed as underground electric distribution facilities in lieu of overhead electric distribution facilities. Upon receipt of a written request the Company will determine the non-refundable deposit amount necessary to secure a binding cost estimate and notify the applicant of said amount. Where system integrity would be compromised by the delay of a system improvement due to the time allowances specified below, said time allowances shall be reduced such that all terms and conditions of this tariff must be met 30 days prior to the date that construction must begin to allow the underground facility to be completed and operable to avert a system compromise.</u>	
6.7.3 <u>Contribution-In-Aid-of-Construction (CIAC)</u> <u>Upon the payment of a non-refundable deposit by an Applicant, the Company shall prepare a binding cost estimate specifying the contribution-in-aid-of-construction (CIAC) required for the installation of the requested underground distribution facilities in addition to any CIAC required for facilities extension, where the installation of such facilities is feasible, and provide said estimate to the Applicant upon completion of the estimate along with an Agreement for Underground Electric Construction by the Utility. The CIAC may be subject to increase or refund if the project scope is enlarged or reduced at the request of the Applicant, or the CIAC is found to have a material error prior to the commencement of construction. The binding cost estimate provided to an Applicant shall be considered expired if the Applicant does not enter into an Agreement for Underground</u>	
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Electric Construction by the Utility and pay the CIAC amount specified for the installation of the requested underground electric distribution facilities within 180 days of delivery of the binding cost estimate to the Applicant by the Company.

The charge to be paid by the Applicant for underground facilities pursuant to the contractual agreement shall be determined as follows:

- CIAC =
- + Construction costs for the underground distribution facilities, including the underground service lateral(s) to the meter(s) of the customer(s)
 - + The net present value of the operating cost over the expected life of the underground facilities;
 - The estimated construction cost to build new overhead facilities including the service drop(s) to the meter(s) of the customer(s)
 - The net present value of the operating cost over the expected life of the overhead facilities.

~~6.7.4 CONTRIBUTION BY APPLICANT. Prior to the installation of underground facilities covered by this subpart, the Applicant and the Company must enter into a contractual agreement setting forth the terms and conditions of the installation.~~

~~The cost of construction of the underground distribution facilities including the construction cost of the underground service lateral(s) to the meter(s) of the customer(s) and the net present value of the operating cost over the expected life of the underground facilities;~~

~~plus (if applicable) the estimated remaining book value of any existing facilities to be removed as part of the conversion of existing overhead facilities to underground, less the estimated net salvage value of the facilities to be removed;~~


~~minus the estimated construction cost to build new overhead facilities including the service drop(s) to the meter(s) of the customer(s) and the net present value of the operating cost over the expected life of the overhead facilities.~~


~~If the installation of the underground facilities is made pursuant to a contractual agreement based on a binding cost estimate received by the Applicant no more than 180 days prior to the date of the contractual agreement, the provisions of section 6.5.3 shall limit and modify the contribution to be paid by the Applicant for underground facilities.~~

6.7.4 Non-Refundable Deposits

A deposit must be paid to the Company, along with a completed copy of Application for Underground Cost Estimate in Standard Contract Forms to initiate the estimating process. The deposit will not be refundable, however, it will be applied in the calculation of the CIAC required for the installation of underground distribution facilities. The deposit and the preparation of a binding cost estimate are a prerequisite to the execution of an Agreement for Underground Electric Construction by the Utility. If the request for underground electric distribution facilities involves less than 250 proposed trench feet then no deposit will be required for a binding cost estimate, provided, however, that all other requirements of this tariff shall still apply. Otherwise, the non-refundable deposit for a binding cost estimate, which approximates the engineering costs for underground facilities associated with preparing the requested estimate, shall be calculated as follows:

<u>Conversion</u>	
Urban Commercial	\$5,227 per overhead primary mile
Urban Residential	\$8,510 per overhead primary mile
Rural Residential	\$6,905 per overhead primary mile
210 Lot Subdivision	\$6,550 per overhead primary mile
176 Lot Subdivision	\$11,452 per overhead primary mile

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<p><u>BINDING COST ESTIMATES</u></p> <p><u>An Applicant, upon payment of a non-refundable deposit and completion of the Application for Underground Cost Estimate set forth in Section VII of this tariff, under Standard Contract Forms, at Sheet No. 7.43, may obtain an estimate of the charges for underground distribution facilities, which estimate the Company would be bound to honor as provided below.</u></p>	
<p><u>An Applicant desiring the Company to proceed with construction of the underground facilities described in a binding cost estimate may enter into a contract with the Company based on said estimate on or before the 180th day following Applicant's receipt of the estimate. So long as the contract is entered into by such date, the contract shall provide that the charges the Applicant is obligated to pay for installation of the underground facilities will not exceed 110 percent of the amount set forth in the binding estimate. So long as said contract is entered into by the date specified above, it shall further provide that the total charges the Applicant is obligated to pay for installation of underground facilities determined as set forth in section 6.5.4 below shall be reduced by the amount of the posted deposit associated with the binding cost estimate.</u></p>	
6.7.5	<p><u>Non-Binding Cost Estimates</u></p> <p><u>An Applicant may obtain a non-binding estimate of the charges the Applicant would be obligated to pay in order for the Company to provide underground distribution facilities. This non-binding estimate will be provided to the Applicant without any charge or fee upon completion of the Application for Underground Cost Estimate set forth in Section VII of this tariff, Standard Contract Forms, at Sheet No. 7.43.</u></p>
6.7.6	<p><u>Underground Distribution Facilities Installation Agreement</u></p> <p><u>Any Applicant seeking the installation of underground distribution facilities shall execute the Application for Underground Cost Estimate in Standard Contract Forms. The Agreement must be executed and the CIAC paid by the Applicant within 180 days of the delivery of the binding cost estimate to the Applicant. Failure to execute the Agreement and pay the CIAC specified in the agreement within the 180-day time limit, or termination of the Agreement, shall result in the expiration of the binding cost estimate. Any subsequent request for underground facilities will require the payment of a new deposit and the presentation of a new binding cost estimate. For good cause the Company may extend the 180-day time limit. Upon execution of the Application for Underground Cost Estimate in Standard Contract Forms, payment in full of the CIAC specified in the binding cost estimate, and compliance with the requirements of this tariff, the Company shall proceed to install the facilities identified in a timely manner.</u></p>
6.7.7	<p><u>Easements</u></p> <p><u>Before the initiation of any project to provide underground electric distribution facilities pursuant to an Agreement for Underground Electric Construction by the Utility, the Applicant shall provide to the Company and record, at no cost to the Company, all easements, including legal descriptions of such easements and all survey work associated with producing legal descriptions of such easements, specified as necessary by the Company to accommodate the requested underground facilities along with an opinion of title that the easements are valid. Failure to provide the easements in the manner set forth above within 180 days after delivery of the binding cost estimate to the Applicant shall result in the expiration of the binding cost estimate, the return of any CIAC paid, and the termination of any Agreement for Underground Electric Construction by the Utility entered into between the Applicant and the Company. Before the Company will commence construction, those rights of way and easements, contained within the boundaries of a development for which the underground electric distribution facilities are to be installed for new service, shall be staked to show property corners, transformer locations, and survey control points, graded to within six inches of final grade, with soil stabilized, and also staked to show the final grade along the easement.</u></p>
6.7.8	<p><u>Early Notification and Coordination</u></p> <p><u>In order for the Company to provide service when requested, it is necessary that the Applicant notify the Company during the early stages of major project planning. In matters requiring new service extensions close coordination is necessary throughout the planning and construction stages by the Company, the architect, the builder, the subcontractors and the consulting engineer to avoid delays and additional expense. Particular attention must be given to the scheduling of the construction of paved areas and the various subgrade installations of the several utilities. Failure of the Applicant to provide such notification and coordination shall result in the Applicant being responsible for any additional costs incurred by the Company as a result of said failure.</u></p>
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6.7.9 Changes to Plans, Layout or Grade
The Applicant shall pay for any additional costs incurred by the Company due to changes in the development layout or final grade made by the Applicant subsequent to the development layout or final grade information supplied to the Company for the preparation of the binding cost estimate.

6.7.10 Location of Distribution Facilities
Underground distribution facilities will be located, as determined by the Company, to maximize their accessibility for maintenance and operation. Where construction is for the purpose of new service the Applicant shall provide accessible locations for meters when the design of a building or its appurtenances limit perpetual accessibility for reading, testing, or making necessary repairs and adjustments.

6.7.11 Other Terms and Conditions
The Applicant agrees to the following:

- a) The Applicant shall be responsible for all restoration of, repair of, or compensation for, property affected, damaged, or destroyed, to accommodate the installation of underground distribution facilities;
- b) The Applicant shall indemnify the Company from any claim, suit, or other proceeding, which seeks the restoration of, or repair of, or compensation for, property affected, damaged, or destroyed, to accommodate the installation of underground distribution facilities arising from or brought as a result of the installation of underground distribution facilities;
- c) The Applicant shall clear easements provided to the Company of trees, tree stumps and other obstructions that conflict with construction or installation of underground distribution facilities in a timely manner consistent with the Company's construction schedule.

6.7.12 Type of System Provided
An underground distribution system will be provided in accordance with the Company's current design and construction standards.

6.7.13 Design and Ownership
The Company will design, install, own, and maintain the electric distribution facilities up to the designated point of delivery except as otherwise noted. Any payment made by the Applicant under these Rules will not convey to the Applicant any rights of ownership or right to specify Company facilities utilized to provide service. The Applicant may, subject to a contractual agreement with the Company, construct and install all or a portion of the underground distribution facilities provided that:

- a) such work meets the Company's construction standards;
- b) the Company will own and maintain the completed distribution facilities;
- c) the construction and installation of underground distribution facilities by the Applicant is not expected to cause the general body of ratepayers to incur greater costs;
- d) the Applicant agrees to pay Company's current applicable hourly rate for engineering personnel for all time spent reviewing and inspecting the Applicant's work done; and
- e) the Applicant agrees to rectify any deficiencies found by the Company prior to the connection of any customers to the underground electric distribution system or the connection of the underground electric distribution facilities to the Company's distribution system. Furthermore, the deficiencies must be corrected in a timely manner or the Company shall perform the construction using overhead facilities and the Applicant will be responsible for paying the cost of installing the overhead facilities and the cost of their removal before the corrected underground facilities will be connected.

6.7.14 Meter Sockets and Service Entrance Facilities
The Applicant shall install service entrance facilities including meter sockets or suitable facilities for installation of the Company's meters at a location suitable to the Company. Meter sockets or facilities for installation of the Company's meters shall be of a type and manufacture approved by the Company.

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6.8 INSTALLATION OF UNDERGROUND ELECTRIC DISTRIBUTION FACILITIES FOR THE CONVERSION OF OVERHEAD ELECTRIC DISTRIBUTION FACILITIES

6.8.1 Definitions

Applicant – Any person, corporation, or entity capable of complying with the requirements of this tariff that has made a written request for underground electric distribution facilities in accordance with this tariff.

Conversion – Any installation of underground electric distribution facilities where the underground facilities will be substituted for existing overhead electric distribution facilities, including relocations.

Distribution System

Electric service facilities consisting of primary and secondary conductors, service drops, service laterals, conduits, transformers, and necessary accessories and appurtenances for the furnishing of electric power at utilization voltage.

6.8.2 Application

This tariff section applies to all requests for underground electric distribution facilities where the facilities requested will be substituted for existing overhead electric distribution facilities. Any person, corporation, or entity capable of complying with the requirements of this tariff may submit a request as follows. Requests shall be in writing and must specify in detail the overhead electric distribution facilities to be converted or the area to be served by underground electric distribution facilities in lieu of presently existing overhead electric distribution facilities serving said area. Upon receipt of a written request, the Company will determine the feasibility of converting the existing facilities, any necessary revisions to this written request, and the non-refundable deposit amount necessary to secure a binding cost estimate and notify the applicant of said amount. In addition, in order for the Company to take action pursuant to a request for conversion:


- 1) the conversion area must be at least two contiguous city blocks or 1000 feet in length;
- 2) all electric services to the real property on both sides of the existing overhead primary lines must be part of the conversion; and
- 3) all other existing overhead utility facilities (e.g. telephone, CATV, etc.) must also be converted to underground facilities.

6.8.3 Contribution-In-Aid-of-Construction (CIAC)

Upon the payment of a non-refundable deposit by an Applicant, the Company shall prepare a binding cost estimate specifying the contribution in aid of construction (CIAC) required for the installation of the requested underground distribution facilities, where the installation of such facilities is feasible, and provide said estimate to the Applicant upon completion of the estimate along with an Application for Underground Service in an Overhead Area. The CIAC amount to be collected pursuant to a binding cost estimate from an Applicant shall not be increased by more than 10 percent of the binding cost estimate to account for actual costs incurred in excess of the binding cost estimate. However, the CIAC may be subject to increase or refund if the project scope is enlarged or reduced at the request of the Applicant, or the CIAC is found to have a material error prior to the commencement of construction. The binding cost estimate provided to an Applicant shall be considered expired if the Applicant does not enter into either an Application for Underground Service in an Overhead Area and pay the CIAC amount specified for the installation of the requested underground electric distribution facilities within 180 days of delivery of the binding cost estimate to the Applicant by the Company.

The CIAC to be paid by an Applicant under this section of the tariff shall be the result of the following formula:

$$\begin{aligned} \text{CIAC} = & \text{_____} \\ & + \text{_____} \text{ The estimated cost to install the requested underground facilities;} \\ & + \text{_____} \text{ The estimated cost to remove the existing overhead facilities;} \\ & + \text{_____} \text{ The net book value of the existing overhead facilities;} \\ & - \text{_____} \text{ The estimated cost that would be incurred to installed new overhead facilities, in lieu of} \\ & \text{_____} \text{ underground, to replace the existing overhead facilities} \\ & - \text{_____} \text{ The estimated salvage value of the existing overhead facilities to be removed} \\ & - \text{_____} \text{ The 30-year net present value of the estimated underground versus overhead operational costs} \\ & \text{_____} \text{ differential;} \end{aligned}$$

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6.8.4 <u>Non-Refundable Deposits</u>	<p><u>A deposit must be paid to the Company, along with a completed copy of Application for Underground Cost Estimate in Standard Contract Forms to initiate the estimating process. The deposit will not be refundable, however, it will be applied in the calculation of the CIAC required for the installation of underground distribution facilities. The deposit and the preparation of a binding cost estimate are a prerequisite to the execution of an Agreement for Underground Electric Construction by the Utility. If the request for underground electric distribution facilities involves less than 250 proposed trench feet then no deposit will be required for a binding cost estimate, provided, however, that all other requirements of this tariff shall still apply.</u> Otherwise, the non-refundable deposit for a binding cost estimate, which approximates the engineering costs for underground facilities associated with preparing the requested estimate, shall be calculated as follows:</p>										
<u>Conversion</u>	<table><tbody><tr><td>Urban Commercial</td><td>\$5,227 per overhead primary mile</td></tr><tr><td>Urban Residential</td><td>\$8,510 per overhead primary mile</td></tr><tr><td>Rural Residential</td><td>\$6,905 per overhead primary mile</td></tr><tr><td>210 Lot Subdivision</td><td>\$6,550 per overhead primary mile</td></tr><tr><td>176 Lot Subdivision</td><td>\$11,452 per overhead primary mile</td></tr></tbody></table>	Urban Commercial	\$5,227 per overhead primary mile	Urban Residential	\$8,510 per overhead primary mile	Rural Residential	\$6,905 per overhead primary mile	210 Lot Subdivision	\$6,550 per overhead primary mile	176 Lot Subdivision	\$11,452 per overhead primary mile
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176 Lot Subdivision	\$11,452 per overhead primary mile										
6.8.5 <u>Non-Binding Cost Estimates</u>	<p>An Applicant may obtain a non-binding estimate of the charges the Applicant would be obligated to pay in order for the Company to provide underground distribution facilities. This non-binding estimate will be provided to the Applicant without any charge or fee upon completion of the Application for Underground Cost Estimate set forth in <u>Section VII of this tariff</u>, Standard Contract Forms, at Sheet No. 7.43.</p>										
6.8.6 <u>Underground Facilities Conversion Agreement</u>	<p><u>Any Applicant seeking the installation of underground distribution facilities pursuant to a written request hereunder shall execute the Agreement for Underground Construction Standards set forth in Section VII of this tariff, under Standard Contract Forms, at Sheet no. 7.26. Failure to execute said agreement within 180 days after the delivery by Gulf Power Company of a binding cost estimate shall result in forfeiture of the deposit made. Any subsequent request for underground facilities will require the payment of a new deposit and the presentation of a new binding cost estimate. For good cause Gulf may extend the 180-day time limit. Upon execution of the Agreement for Underground Construction Standards, payment in full of the differential cost specified in the binding cost estimate, and compliance with the requirements of this tariff, Gulf shall proceed to install the facilities identified in a timely manner.</u></p>										
6.8.7 <u>Simultaneous Conversion of Other Pole Licensees</u>	<p><u>As a condition precedent to the conversion of any overhead distribution facilities, the Company may require that the Applicant obtain executed agreements with all affected pole licensees (e.g. telephone, cable TV, etc.) for the simultaneous conversion of those pole licensees' facilities and provide Gulf with a copy of the Agreement(s). Such agreements shall specifically acknowledge that the affected pole licensee will coordinate the conversion with Gulf and other licensees in a timely manner so as to not create unnecessary delays. Failure to present to Gulf Power Company executed copies of any necessary agreements with affected pole licensees within 180 days after delivery of the binding cost agreement to the Applicant shall result in forfeiture of the deposit paid for the binding cost estimate, the return of any differential cost paid for the binding cost estimate, the return of any differential cost paid less any actual cost incurred, and the termination of any Agreement For Underground Construction Standards entered into between the Applicant and Gulf Power Company.</u></p>										
6.8.8 <u>Easements</u>	<p><u>Before the initiation of any project to provide underground electric distribution facilities pursuant to an Agreement for Underground Electric Construction by the Utility the Applicant shall provide to the Company and record, at no cost to the Company, all easements, including legal descriptions of such easements and all survey work associated with producing legal descriptions of such easements, specified as necessary by the Company to accommodate the requested underground facilities along with an opinion of title that the easements are valid. Failure to provide the easements in the manner set forth above within 180 days after delivery of the binding cost estimate to the Applicant shall result in the expiration of the binding</u></p>										
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cost estimate, the return of any CIAC paid, and the termination of any Agreement for Underground Electric Construction by the Utility entered into between the Applicant and the Company. Before the Company will commence construction, those rights of way and easements, contained within the boundaries of a development for which the underground electric distribution facilities are to be installed for new service, shall be staked to show property corners, transformer locations, and survey control points, graded to within six inches of final grade, with soil stabilized, and also staked to show the final grade along the easement.

6.8.9 Affected Customer Services

The Applicant shall be responsible for the costs associated with any modifications to the service facilities of customers affected by the conversion of Company distribution facilities which are made necessary as a result of the conversion. The Applicant shall be responsible for arranging the conversion of affected residential overhead customer service facilities by providing, at no cost to the Company:

- a) any necessary rearranging of the customer's existing electric service entrance facilities to accommodate an underground service lateral through the use of a licensed electrical contractor, in accordance with all local ordinances, codes, and Company specifications; and
- b) a suitable trench, install Company provided conduit according to Company specifications to a point designated by the Company, and perform the backfilling and any landscape, pavement or other similar repairs

The Company shall be responsible for the installation of the service lateral cable, the cost of which shall be included in the Applicant's binding cost estimate. In the event a customer does not allow the Applicant to convert the customer's affected overhead services, or the Applicant fails to comply with the above requirements in a timely manner consistent with the Company's conversion construction schedule, then the Applicant shall pay the Company, in addition to the CIAC specified in the binding cost estimate, the costs associated with maintaining service to said customer through an overhead service drop. The cost for maintaining an overhead service drop from an underground system shall be:

- a) the sum of \$717.70 for residential dwellings containing less than five individual units; or,
- b) the estimated cost to maintain service for residential dwellings containing five or more units.

For existing residential underground service laterals affected by a conversion the Applicant shall be responsible for the trenching, backfilling and any landscape, pavement or other similar repairs and installation of Company provided conduit, according to Company specifications, necessary to bring existing underground service laterals of affected customers to a Company designated pedestal or transformer. The Company will install the necessary cable, the cost of which shall be included in the binding cost estimate. However, in the event that a customer owned service lateral fails on connection to the underground distribution system the customer will be responsible for the replacement of their service lateral or compliance with section 6.5 of the Company's tariff.


The Applicant's responsibilities for modifications to the service facilities of non-residential customers affected by the conversion of the Company's distribution facilities which are made necessary as a result of the conversion will be specified in an attachment to any Application for Underground Service in an Overhead Area.

6.8.10 Other Terms and Conditions

The Applicant agrees to the following:

- a) The Applicant shall be responsible for all restoration of, repair of, or compensation for, property affected, damaged, or destroyed, to accommodate the installation of underground distribution facilities and the remove of the Company's overhead distribution facilities;
- b) The Applicant shall indemnify the Company from any claim, suit, or other proceeding, which seeks the restoration of, or repair of, or compensation for, property affected, damaged, or destroyed, to remove existing facilities or to accommodate the installation of underground distribution facilities arising from or brought as a result of the installation of underground

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<u>distribution facilities:</u>	
c) <u>The Applicant shall clear easements provided to the Company of trees, tree stumps and other obstructions that conflict with construction or installation of underground distribution facilities in a timely manner consistent with the Company's construction schedule.</u>	
6.8.11 <u>Type of System Provided</u>	<u>An underground distribution system will be provided in accordance with the Company's current design and construction standards.</u>
6.8.12 <u>Design and Ownership</u>	<u>The Company will design, install, own, and maintain the electric distribution facilities up to the designated point of delivery except as otherwise noted. Any payment made by the Applicant under these Rules will not convey to the Applicant any rights of ownership or right to specify Company facilities utilized to provide service. The Applicant may, subject to a contractual agreement with the Company, construct and install all or a portion of the underground distribution facilities provided that:</u>
a) <u>such work meets the Company's construction standards;</u> b) <u>the Company will own and maintain the completed distribution facilities;</u> c) <u>the construction and installation of underground distribution facilities by the Applicant is not expected to cause the general body of ratepayers to incur greater costs;</u> d) <u>the Applicant agrees to pay Company's current applicable hourly rate for engineering personnel for all time spent reviewing and inspecting the Applicants work done; and</u> e) <u>the Applicant agrees to rectify any deficiencies found by the Company prior to the connection of any customers to the underground electric distribution system or the connection of the underground electric distribution facilities to the Company's distribution system.</u>	
6.8.13 <u>Relocation</u>	<u>Where underground electric facilities are requested as part of, or for the purpose of, relocation, the requirements of this tariff shall apply. As applicable, the company's Application for Underground Service in an Overhead Area (form 10, under Standard Contract forms) shall be executed as an addendum to the relocation agreement between the Company and the Applicant. In the event of any conflict between the relocation agreement and this tariff, the tariff shall control. Furthermore, where the regulations of the Federal or State Department of Transportation (DOT) prevent pre-payment of deposits and other conversion costs, the Federal or State DOT may pay the CIAC after the work has been performed.</u>
ISSUED BY: TIFFANY COHEN	