## AUSLEY & MCMULLEN

ATTORNEYS AND COUNSELORS AT LAW

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TALLAHASSEE, FLORIDA 32301
(850) 224-9115 FAX (850) 222-7560
October 28, 2005

#### **HAND DELIVERED**

Ms. Blanca S. Bayo, Director Division of Commission Clerk and Administrative Services Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, FL 32399-0850

Re: Petition of Tampa Electric Company for Approval of a Standard Offer Contract for Small Qualifying Facilities and Producers of Renewable Energy;

FPSC Docket No. 050810-EQ

Dear Ms. Bayo:

On October 24, 2005, Tampa Electric submitted certain revised tariff sheets in the above docket including Fifteen Revised Sheet No. 8.480. Upon further reflection, Tampa Electric needs to revise the term of the agreement set forth in that tariff sheet to reflect a date certain for the end of the term.

In addition, Tampa Electric wishes to revise Tariff Sheet No. 8.205 to clarify the agreement would extend no more than ten years from the in-service date of the avoided unit.

To effect the above revisions encloses the original and fifteen (15) copies each of Fifteenth Revised Sheet No. 8.480 and Thirteenth Revised Sheet No. 8.205. We also enclose fifteen (15) copies of each of these two revised tariff sheets marked in legislative format to show the changes effected.

Please acknowledge receipt and filing of the above by stamping the duplicate copy of this letter and returning same to this writer.

Thank you for your assistance in connection with this matter.

Sincerely,

James D. Beasley

JDB/bjb Enclosures

cc: Michael Haff

Angela Llewellyn Barbara Benton (w/o enc.) (w/o enc.) DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

Continued from Sheet No. 8.475

## b. **Qualifying Facility**

- i. On or before the in-service date of the Designated Avoided Unit, the QF shall be a cogeneration facility or small power production facility that is a Qualifying Facility under Subpart B of Subchapter K, Part 292 of Chapter I, Title 18, Code of Federal Regulations (C.F.R.), promulgated by the Federal Energy Regulatory Commission (FERC), as the same may be amended from time to time. Such a facility must be "new capacity" pursuant to the Public Utilities Regulatory Policies Act of 1978 (PURPA), construction of which began on or after November 9, 1978. On or before the in-service date of the Designated Avoided Unit and at all times throughout the remaining term of this Agreement, such QF shall maintain its status as a QF as defined herein and as certified by the FERC. By the end of the 1st quarter of each calendar year, the QF shall furnish the Company a notarized certificate by an officer of the QF certifying that the Facility has continuously maintained qualifying status on a calendar year basis since the commencement of the term of this Agreement.
- ii. QF contemplates installing and operating a \_\_\_\_\_\_ MVA generator located at \_\_\_\_\_\_ which shall be and remain the specific site of the QF throughout the term of this Agreement. The generator is designed to produce a maximum of \_\_\_\_\_ megawatts (MW) of electric power designed, operated and controlled to provide reactive power requirements from 0.95 lagging to 0.95 leading power factor at the point of interconnection with the Company, such equipment being hereinafter referred to as the "Facility".
- c. <u>Evaluation Procedure:</u> Each eligible Standard Offer Contract received by the Company will be evaluated as to its technical reliability, viability and financial stability, as well as other relevant information, in accordance with FPSC Rule 25-17.0832, F.A.C., and the Company's Procedure for Processing Standard Offer Contracts as defined in Rate Schedule COG-2 (COG-2). The criteria and procedure used to evaluate Standard Offer Contracts are attached to the Standard Offer Contract as Appendix A.
- 2. <u>Term of the Agreement:</u> This Agreement shall begin immediately upon its execution by the parties and shall end at 12:01 a.m., January 1, 2019.

Continued to Sheet No. 8.485

**ISSUED BY:** C. R. Black, President

**DATE EFFECTIVE:** 

#### TAMPA ELECTRIC COMPANY

## FIFTEENTH FOURTEENTH REVISED SHEET NO. 8.480 CANCELS FOURTEENTH REVISED SHEET NO. 8.480 THIRTEENTH

Continued from Sheet No. 8.475

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### **RESERVED FOR FUTURE USE**

Continued to Sheet No. 8.485

**ISSUED BY:** C. R. Black, President

**DATE EFFECTIVE:** 

#### TAMPA ELECTRIC COMPANY

## THIRTEENTH REVISED SHEET NO. 8.205 CANCELS TWELFTH REVISED SHEET NO. 8.205

Continued from Sheet No. 8.200

Firm Capacity and Energy are described in FPSC Rule 25-17.0832, F.A.C., and are capacity and energy produced and sold by a QF pursuant to a negotiated or Standard Offer Contract and subject to certain contractual provisions as to quantity, time and reliability of delivery. Criteria for achieving qualifying facility or renewable facility status shall be those set out in Chapter 366.91 F.S. and FPSC Rules 25-17.080, 25-17.082(4)(a), and 25-17.091, F.A.C., as applicable.

CHARACTER OF SERVICE: Purchases within the territory served by the Company shall be, at the option of the Company, single or 3-phase, 60 Hertz, alternating current at any available standard Company voltage. Purchases from outside the territory served by the Company shall be 3-phase, 60 Hertz, alternating current at the voltage level available at the interchange point between the Company and the entity delivering Firm Capacity and Energy from the qualifying facility or municipal solid waste facility.

LIMITATIONS: Purchases under this schedule are subject to the Company's "General Standards for Safety and Interconnection of Cogeneration and Small Power Production Facilities to the Electric Utility System," "NERC Planning Standards," September 1997, [Copyright @ 1997 by the North American Electric Reliability Council] that are applicable to generation and transmission facilities which are connected to, or being planned to be connected to the Company's transmission system (document provided upon request) and to FPSC Rules 25-17.080 through 25-17.091, F.A.C. and are limited to those QFs which are defined by FPSC Rule 25-17.082(4)(a), F.A.C. and which:

- execute a Company Standard Offer Contract by the closure of the open-season and evaluation period defined herein, for the Company's purchase of Firm Capacity and Energy; and
- 2. commit to commence deliveries of Firm Capacity and Energy no later than January 1, 2009, and to continue such deliveries through December 31, 2018 and
- 3. provide capacity which would not result in the Company's 10 MW subscription limit on capacity being exceeded.

**RATES FOR PURCHASES BY THE COMPANY:** Firm Capacity and Energy are purchased at unit costs, in dollars per kilowatt per month (\$/kW/month) and cents per kilowatt-hour (¢/kWh), respectively, based on the value of deferring additional Company generating capacity.

Continued to Sheet No. 8.210

ISSUED BY: C. R. Black, President

**DATE EFFECTIVE:** 

#### TAMPA ELECTRIC COMPANY

# THIRTEENTH TWELFTH REVISED SHEET NO. 8.205 CANCELS TWELFTH REVISED SHEET NO. 8.205 ELEVENTH

#### Continued from Sheet No. 8.200

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CHARACTER OF SERVICE: Purchases within the territory served by the Company shall be, at the option of the Company, single or 3-phase, 60 Hertz, alternating current at any available standard Company voltage. Purchases from outside the territory served by the Company shall be 3-phase, 60 Hertz, alternating current at the voltage level available at the interchange point between the Company and the entity delivering Firm Capacity and Energy from the qualifying facility or municipal solid waste facility.

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- execute a Company Standard Offer Contract by the closure of the open-season and evaluation period defined herein, for the Company's purchase of Firm Capacity and Energy; and
- 2. commit to commence deliveries of Firm Capacity and Energy no later than January 1, 2009, and to continue such deliveries through December 31, 2018 and
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### **RESERVED FOR FUTURE USE**

Continued to Sheet No. 8.210

ISSUED BY: C. R. Black, President DATE EFFECTIVE: September 12, 2005