

Submitted by: Chair of the Assembly at the  
Request of the Mayor  
Prepared by: Municipal Light and Power  
Utility  
For reading: October 28, 2008

CLERK'S OFFICE

APPROVED

Date: 11-25-08

ANCHORAGE, ALASKA

AO No. 2008-117

1 AN ORDINANCE AMENDING ANCHORAGE MUNICIPAL CODE SECTION  
2 26.30.040 TO REVISE STANDARDS FOR INTERCONNECTION WITH THE  
3 MUNICIPAL LIGHT AND POWER UTILITY, ENSURE CONSISTENCY WITH  
4 STATE AND FEDERAL INTERCONNECTION REQUIREMENTS, AND CLARIFY  
5 THE PROHIBITION ON RESALE OF ELECTRICITY.

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7  
8 **THE ANCHORAGE ASSEMBLY ORDAINS:**

9  
10 **Section 1.** Anchorage Municipal Code section 26.30.040 is amended to read as  
11 follows:

12  
13 **26.30.040 Prohibited acts.**

14  
15 **A.** It shall be unlawful for any person to:

16  
17 1 [A]. Connect to, interfere with or alter the conductor, meters, seals or  
18 other facilities of the Municipal Light and Power Utility used in  
19 connection with rendering electric service, or permit connection to,  
20 interference with or alteration by any person other than an  
21 authorized agent or employee of the municipal light and power  
22 utility. In addition to the penalties provided by law, any person  
23 engaging in any activities prohibited by this subsection shall pay for  
24 any damage to municipal light and power utility property caused or  
25 permitted directly or indirectly by that person.

26  
27 2 [B]. Cause the electrical system on any premises or facility served by the  
28 municipal light and power utility to be connected to another  
29 electrical system, except:

30  
31 **a.** T[t]o standby power which has been installed to serve that  
32 premises or facility and is connected through an approved  
33 transfer switch in accordance with the municipal light and  
34 power utility's effective tariff [A DOUBLE THROW  
35 SWITCH] sufficient to prevent backfeed into the municipal  
36 light and power utility electrical system; or

37  
38 **b.** Where the municipal light and power utility is required to  
39 connect with another electrical system by state or federal  
40 law.  
41

Beth E. Gullotta  
Municipal Clerk

**MUNICIPALITY OF ANCHORAGE**  
**Summary of Economic Effects -- Utilities**

AO Number: 2008-117

Title: AN ORDINANCE AMENDING ANCHORAGE MUNICIPAL CODE SECTION 26.30.040 TO REVISE STANDARDS FOR INTERCONNECTION WITH THE MUNICIPAL LIGHT AND POWER UTILITY, ENSURE CONSISTENCY WITH STATE AND FEDERAL INTERCONNECTION REQUIREMENTS, AND CLARIFY THE PROHIBITION ON RESALE OF ELECTRICITY.

Sponsor: MAYOR  
Preparing Agency: ML&P  
Others Impacted:

**CHANGES IN EXPENSES AND REVENUES:**

(In Thousands of Dollars)

	<u>FY08</u>	<u>FY09</u>	<u>FY10</u>	<u>FY11</u>	<u>FY12</u>
<b>Operating Expenditures:</b>					
1000 Personal Services					
2000 Supplies					
3000 Other Services					
4000 Debt Services					
5000 Capital Outlay					
<b>TOTAL DIRECT COSTS:</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
6000IGC'S					
<b>FUNCTION COST:</b>					
<b>REVENUES:</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
<b>CAPITAL:</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
<b>POSITIONS: FT/PT AND Temp</b>					

**PUBLIC SECTOR ECONOMIC EFFECTS:**

This ordinance has no effect on public sector expenditures or revenues. By making the code more consistent with the realities of electric utility operations, it may reduce enforcement actions and attendant conflict. This is unlikely to reduce expense, but may increase the availability of resources for other purposes.

**PRIVATE SECTOR ECONOMIC EFFECTS:**

Same as Public Sector Economic Effects

Prepared by: \_\_\_\_\_  
Daniel B. Helmick, Manager, Regulatory Affairs, ML&P

Telephone: 263-5826

**MUNICIPALITY OF ANCHORAGE**

**ASSEMBLY MEMORANDUM**

**No. AM 731-2008**

**Meeting Date: October 28, 2008**

**FROM: MAYOR**

**SUBJECT: AN ORDINANCE AMENDING ANCHORAGE MUNICIPAL CODE SECTION 26.30.040 TO REVISE STANDARDS FOR INTERCONNECTION WITH THE MUNICIPAL LIGHT AND POWER UTILITY, ENSURE CONSISTENCY WITH STATE AND FEDERAL INTERCONNECTION REQUIREMENTS, AND CLARIFY THE PROHIBITION ON RESALE OF ELECTRICITY.**

Anchorage Municipal Code section 26.30.040 prohibits certain acts with respect to the facilities and services of the Municipal Light and Power Utility (ML&P). This ordinance revises section 26.30.040 to ensure the prohibitions of that section are consistent with ML&P's tariff and the requirements of state and federal law.

First, the ordinance removes a limitation to electrical interconnection through a double-throw switch and instead provides permissible electrical transfer switches to be determined in accordance with ML&P's tariff. This change is necessary because double-throw switches are no longer available in all sizes and applications, making it impossible for customers with legitimate needs for stand-by power systems to comply with the ordinance in its current form.

Second, the ordinance is revised to be consistent with state and/or federal requirements, where ML&P is required to interconnect with those systems.

Third, the ordinance clarifies that sub-metering, for the purpose of apportioning costs among units in master-metered premises, is not prohibited resale of electricity, encouraging energy conservation by permitting owners of master-metered premises to submeter and apportion electric costs to unit owners based on the unit owners' respective electric usage.

**THE ADMINISTRATION RECOMMENDS APPROVAL OF AN ORDINANCE AMENDING ANCHORAGE MUNICIPAL CODE SECTION 26.30.040 TO REVISE STANDARDS FOR INTERCONNECTION WITH THE MUNICIPAL LIGHT AND POWER UTILITY, ENSURE CONSISTENCY WITH STATE AND FEDERAL INTERCONNECTION REQUIREMENTS, AND CLARIFY THE PROHIBITION ON RESALE OF ELECTRICITY.**

Prepared by:	Daniel B. Helmick, Manager, Regulatory Affairs
Approved by:	James M. Posey, General Manager, ML&P Utility
Concur by:	James N. Reeves, Municipal Attorney
Concur by:	Michael K. Abbott, Municipal Manager
Respectfully submitted,	Mark Begich, Mayor

**Content ID:** 006947

**Type:** Ordinance - AO

AN ORDINANCE AMENDING ANCHORAGE MUNICIPAL CODE SECTION 26.30.040 TO REVISE STANDARDS FOR INTERCONNECTION WITH

**Title:** THE MUNICIPAL LIGHT AND POWER UTILITY, ENSURE CONSISTENCY WITH STATE AND FEDERAL INTERCONNECTION REQUIREMENTS, AND CLARIFY THE PROHIBITION ON RESALE OF ELECTRICITY.

**Author:** fletchersk

**Initiating Dept:** MLP

**Date Prepared:** 10/3/08 2:53 PM

**Director Name:** James M. Posey

**Requested**

**Assembly**

**Meeting Date** 10/28/08

**MM/DD/YY:**

**Requested Public**

**Hearing Date** 11/25/08

**MM/DD/YY:**

<u>Workflow Name</u>	<u>Action Date</u>	<u>Action</u>	<u>User</u>	<u>Security Group</u>	<u>Content ID</u>
Clerk_Admin_SubWorkflow	10/17/08 2:54 PM	Exit	Heather Handyside	Public	006947
MuniMgrCoord_SubWorkflow	10/17/08 2:54 PM	Approve	Heather Handyside	Public	006947
MuniManager_SubWorkflow	10/17/08 1:10 PM	Approve	Michael Abbott	Public	006947
Legal_SubWorkflow	10/13/08 2:31 PM	Approve	Rhonda Westover	Public	006947
Finance_SubWorkflow	10/13/08 11:29 AM	Approve	Sharon Weddleton	Public	006947
OMB_SubWorkflow	10/8/08 5:48 PM	Approve	Wanda Phillips	Public	006947
MLP_SubWorkflow	10/3/08 3:05 PM	Approve	Richard Miller	Public	006947
AllOrdinanceWorkflow	10/3/08 2:59 PM	Checkin	Saundra Fletcher	Public	006947