

RESOLUTION NO. 17-2023 OF THE CITY OF LAKE WORTH BEACH, FLORIDA, AMENDING THE ELECTRIC UTILITY RULES AND REGULATIONS AND APPLICATION FOR INTERCONNECTION UNDER ITS NET METERING PROGRAM TO REMOVE THE PREVIOUSLY ESTABLISHED ANNUAL PRODUCTION LIMIT, TO ESTABLISH A TWO TIERED SYSTEM, AND FOR OTHER PURPOSES; PROVIDING FOR AN APPLICATION FEE FOR TIER II SYSTEMS, REPEAL OF CONFLICTS AND AN EFFECTIVE DATE

WHEREAS, the City of Lake Worth, Florida ("City") is a duly constituted municipality having such power and authority conferred upon it by the Florida Constitution and Chapter 166, Florida Statutes;

WHEREAS, pursuant to section 366.91(6), Florida Statutes, the City is required to develop a standardized interconnection agreement and net metering program for customer-owned renewable generation;

WHEREAS, since approximately 2009, the City has developed and maintained a Net Metering program for its residential and commercial electric utility customers ("Program");

WHEREAS, in Resolution No. 21-2019, the City Commission adopted rules and regulations for the Program ("Interconnection Rules") and an Interconnection Agreement;

WHEREAS, since Resolution No. 21-2019, the City Commission has revised the Interconnection Rules to allow more time for the grandfathered systems to become compliant with the Interconnection Rules; to remove the 1.5% system peak cap; and, to allow for each system to exceed their annual production limit if adding an electric vehicle;

WHEREAS, the City Commission now desires to remove the annual production limitation on individual systems and to create a two (2) tiered Program with a new annual production limit on all Tier I systems at 10 KW and on all Tier II systems at 100KW; and,

WHEREAS, the City Commission has determined that amending the Interconnection Rules and the Interconnection Agreement as set forth herein serves a valid public purpose.

NOW THEREFORE BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF LAKE WORTH BEACH, FLORIDA, that:

Section 1. The foregoing recitals are hereby incorporated into this Resolution as true and correct statements.

Section 2. The Interconnection Rules for the City's Net Metering Program and the interconnection agreement are amended as set forth in **Exhibit "A"**, which are attached hereto and incorporated herein. City staff is further directed to revise the Program application to be utilized for both Tier I and Tier II systems.

Section 3. The City shall charge a non-refundable application fee of **Four Hundred Dollars (\$400)** for each Tier II system that is anticipated to have a Gross Power Rating in excess of 10KW-AC (but less than 100KW-AC). The application fee shall be included in the City's annual service fee resolution (as amended from time to time).

Section 4. All resolutions or parts of resolutions, including without limitation resolutions 21-2019, 46-2019, and 09-2022, are hereby amended to the extent that they are in conflict with this Resolution.

Section 5. This Resolution shall become effective immediately upon passage.

The passage of this resolution was moved by Commissioner _____, seconded by Commissioner _____, and upon being put to a vote, the vote was as follows:

Mayor Betty Resch
Vice Mayor Christopher McVoy
Commissioner Sarah Malega
Commissioner Kimberly Stokes
Commissioner Reinaldo Diaz

The Mayor thereupon declared this resolution duly passed and adopted on the ____ day of _____ 2023.

LAKE WORTH BEACH CITY COMMISSION

By: _____
Betty Resch, Mayor

ATTEST:

Melissa Ann Coyne, City Clerk