

ORDINANCE NO. 2275

AN ORDINANCE OF THE CITY OF CRETE, NEBRASKA RELATING TO ELECTRIC COGENERATION; TO AMEND SECTION 3-405 OF THE CRETE MUNICIPAL CODE; TO AMEND COGENERATION AVOIDED COST RATES.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF CRETE, NEBRASKA:

Section 1. That Chapter 3, Article 4, Section 3-405 of the Crete Municipal Code be amended as follows:

3-405 Cogeneration; Rates For Purchase of Electric Energy from Qualifying Facilities

- (1) Rates for purchases of electric energy from qualifying facilities shall be established by ~~resolution~~ ordinance of the Mayor and City Council. Such rates (a) shall be just and reasonable to the electric consumer of the utility and in the public interest, (b) shall not discriminate against qualifying cogeneration and small power production facilities, and (c) shall be related to avoided costs; however, in no case is the utility required to pay more than the avoided costs.
- (2) Standard rates shall be established for purchases from qualifying facilities with a design capacity of 100 kilowatts or less. Rates for purchases from qualifying facilities with a design capacity over 100 kilowatts may be standard rates or may be by individual contracts, the terms of which are fair and reasonable.
- (3) The avoided cost rate for qualifying facilities with a design capacity of 100 kilowatts or less shall be as follows:
 - a. Generator Nameplate rating of 25 kW or less: \$0.05100 per kWh Effective date: April 1, 2026
 - b. Generator Nameplate rating greater than 25 kW: \$0.05506 per kWh Effective date: January 1, 2026

Section 2. That the above section shall be codified as part of the Crete City Code as stated herein.

Section 3. All ordinances and parts of ordinances in conflict herewith are hereby repealed.

Section 4. This ordinance shall be published in pamphlet, book, or electronic form and shall take effect and be in full force and effect from and after its passage, approval and publication, as provided by law.

PASSED AND ENACTED the ___ day of April, 2026.

Mayor

ATTEST:

City Clerk

