

**TOWN OF APEX  
ELECTRIC RATE SCHEDULE**

**MEDIUM GENERAL SERVICE - COINCIDENT PEAK (CP)**

***AVAILABILITY***

This schedule is available on a voluntary basis to any non-residential customer whose demand is less than 300 kW for at least three consecutive billing periods. When registered or computed demand exceeds 300 kW for three consecutive billing periods, customer will be moved to the LGS CP Rate.

***TYPE OF SERVICE***

Delivery of service under this schedule shall be to the customer's premises at one point of delivery through one meter.

***MONTHLY RATE***

|                               |              |
|-------------------------------|--------------|
| Customer Charge               | \$51.00      |
| Energy Charges - all kWh      | \$0.0665/kWh |
| Coincident Peak Demand Charge | \$16.00/kWh  |
| Excess Demand Charge          | \$3.00/kWh   |

***DETERMINATION OF ENERGY***

The kWh of energy shall be the difference between the current month's watt-hour meter reading and the previous month's watt-hour meter reading.

***DETERMINATION OF COINCIDENT PEAK DEMAND***

The Coincident Peak (CP) demand is the Customer's Contribution to the Town of Apex's 60-minute clock-hour KW demand measured during the 60-minute interval which is used by the North Carolina Municipal Power Agency (NCEMPA) for wholesale billing purposes during the calendar month.

***DETERMINATION OF EXCESS DEMAND***

Excess demand shall be the difference between the customer's maximum 15-minute demand recorded during the current billing month and the coincident peak (CP) demand for the same billing month.

***PAYMENT***

All bills are due and payable upon receipt. Billing dates are the 1<sup>st</sup> and 15<sup>th</sup> of the month. Bills are considered past due and delinquent 18 days after the billing date and shall be subject to a late payment charge of 1% of the unpaid balance amount if not paid by 10:00 am on the 19<sup>th</sup> day after the billing date. In addition, if any bills are not paid within 30 days of the billing date, the Town has the right to suspend service in accordance with its service policies.

***SALES TAX***

North Carolina Sales Tax of 3% will be applied to the above rates.

***CONTRACT PERIOD***

The initial term of this rate schedule shall be for four years, then one year thereafter. At the end of each contract period, the Town will review the customer's prior twelve months usage. Should the customer meet the criterion for Medium General Service – Coincident Peak, Electric Service will be provided under that schedule; otherwise, the Town will provide service under the schedule whose criteria match the customer's use.

***NOTIFICATION BY THE TOWN***

The Town will use diligent, good faith efforts to predict each monthly system peak and notify the customer in advance. However, the Town is not able to guarantee an accurate prediction, or that notice will be provided. Notification by the Town will be provided to the customer by direct telephone communication or automatic signal, as mutually agreed. The customer will hold the Town harmless in connection with its response to notification.

***LOAD CURTAILMENT***

The customer may utilize any means deemed suitable to reduce its coincident peak (CP) demand, provided such means do not compromise the safety and well-being of its personnel, Town employees, or the public, do not jeopardize or risk damage or harm to Town-owned facilities, and do not interfere with or disrupt the provision of service by the Town to its other customers.

In the event that the customer elects to use generation to reduce any portion of its monthly demand, the installation and operation of such generation must be approved in advance by the Town and must conform to all applicable codes and standards.

*Effective with the August 1, 2008 billing*