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BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

- (A) On May 5, 2023, SiEnergy, LP, (“SiEnergy”) filed with the City and other Texas municipalities its Statement of Intent to increase its annual revenue by \$9.69 million within its service areas.
- (B) In accordance with the Gas Utility Regulatory Act (“GURA”), specifically Texas Utilities Code Sec. §104.107, the City suspended SiEnergy’s proposed rate increase effective date.
- (C) SiEnergy provided public notice of its proposed increase in rates in accordance with GURA.
- (D) An annual revenue requirement of \$27.95 million is consistent with the requirements of GURA, will permit SiEnergy a reasonable opportunity to earn a reasonable return on its invested capital, and will yield a fair return upon the adjusted value of SiEnergy’s property used and useful in rendering service.
- (E) The tariffs, rates and charges, and customer service rules appended to this ordinance are reasonable and in the public interest.
- (F) The costs of the City's rate consultants, attorneys, and technical staff to conduct investigations, present evidence, advise and represent the City in these rate-making proceedings as set out in the settlement agreement are reasonable and necessary expenses, as are the rate case expenses incurred by SiEnergy in this proceeding.

PART 2. The City is the regulatory body with exclusive original jurisdiction over the rates, operations, and services of SiEnergy within the municipality.

PART 3. The Unanimous Settlement Agreement appended to this ordinance as “Attachment 1” is in the public interest and is adopted by this ordinance.

PART 4. A revenue requirement of \$27.95 million for SiEnergy, as determined on a system-wide basis for its service territory, is approved within the City.

PART 5. Except to the extent approved in this ordinance and the settlement agreement appended to this ordinance as “Attachment 1”, the City denies SiEnergy’s request for rates, tariffs, and charges as proposed in SiEnergy’s Statement of Intent and rate increase request filed with the City on May 5, 2023.

PART 6. The rates, tariffs, charges, schedules, and service rules appended to this ordinance as “Attachment 2” for natural gas service provided by SiEnergy within the City are reasonable and are hereby approved.

PART 7. The proposed depreciation and amortization rates set forth on the Depreciation and Amortization Expense summary appended to this ordinance as “Attachment 3” are reasonable and hereby approved by this ordinance.

PART 8. The proportionate costs of rate consultants, attorneys, and technical staff to conduct investigations, present evidence, advise, and represent the City in these rate-making proceedings shall be reimbursed to the City by SiEnergy no later than 30 days after the effective date of this ordinance.

PART 9. Nothing in this ordinance shall be construed as limiting or modifying in any manner the right and power of the City under the law to regulate the rates and charges of SiEnergy.

PART 10. This ordinance takes effect on _____.

PASSED AND APPROVED

_____, 2023

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Kirk Watson
Mayor

APPROVED: _____
Anne L. Morgan
City Attorney

ATTEST: _____
Myrna Rios
City Clerk