

AN ORDINANCE OF THE CITY'S GOVERNING BODY OF THE CITY OF HAMPTON UNDERTAKING TO COMPLY WITH CERTAIN FEDERAL ENERGY REGULATORY COMMISSION REGULATIONS ON ARRANGEMENTS WITH QUALIFYING COGENERATION AND SMALL POWER PRODUCTION FACILITIES UNDER SECTION 210 OF THE PUBLIC UTILITY REGULATORY POLICIES ACT OF 1978

WHEREAS, certain obligations are imposed on non-regulated electric utilities by Section 210 of the Public Utility Regulatory Policies Act of 1978 (PURPA) and regulations promulgated thereunder by the Federal Energy Regulatory Commission ("FERC"); and

WHEREAS, the City of Hampton's electric utility operation is a nonregulated electric utility within the meaning of such statute and regulations; and

WHEREAS, the City of Hampton is required by the FERC's regulations, 18 CFR Section 292.401 (c), to file a report describing the manner in which the City will implement Subpart C of 18 CFR Part 292.

NOW, THEREFORE, THE GOVERNING BODY OF THE CITY OF HAMPTON DOES ORDAIN AS FOLLOWS:

SECTION 1: The City of Hampton hereby undertakes to comply with all lawful regulations of the FERC codified in Subpart C of 18 CFR Part 292 dealing with arrangements with qualifying cogeneration and small power production facilities under Section 210 of PURPA.

SECTION 2: The City Administrator/City Clerk and the City Attorney are jointly and severally authorized and directed to file with the FERC a copy of this Ordinance reflecting the City's compliance with 18 CFR Section 292.401 (c).

SECTION 3: The City Clerk is hereby directed to certify the passage of this Ordinance by publishing the same or causing the same to be published in the City's commonly accepted publication of news items. Additionally, the City Clerk is directed to post a notice of this Ordinance on any and all public bulletin boards where official notice of the City's governing body's activities are normally posted.

APPROVED AND ADOPTED this 8 day of NOVEMBER, 1983.

FIRST READING OCTOBER 11, 1983.

SECOND READING NOVEMBER 8, 1983.

SIGNED *Sam N. Smith*  
MAYOR



ATTESTED *Martha A. Banette*  
CLERK

*Erwin P. Rayfield, Councilman*  
*J. C. Chaffin*  
*Wm. Broger*  
*David Enby*  
*A. S. Rauland*