

ORDINANCE 2023- 05

AN ORDINANCE OF THE CITY OF WALTON, KENTUCKY, GRANTING A COMPETITIVE NONEXCLUSIVE FRANCHISE TO DUKE ENERGY KENTUCKY, INC., ("DUKE ENERGY"), FOR THE ERECTION, LAYING OPERATION AND MAINTENANCE OF ELECTRIC TRANSMISSION AND DISTRIBUTION FACILITIES AND APPURTENANT EQUIPMENT IN, ALONG AND ACROSS THE PUBLIC WAYS, ROADS, STREETS, ALLEYS AND OTHER PUBLIC PLACES IN THE CITY OF WALTON, KENTUCKY, FOR FURNISHING AND SELLING ELECTRICITY BY MEANS OF SAID FACILITIES; AND AUTHORIZING AND DIRECTING THE MAYOR, CITY CLERK, AND CITY ATTORNEY TO NEGOTIATE AND EXECUTE AN APPROPRIATE FRANCHISE AGREEMENT TO CARRY OUT THE TERMS OF THIS ORDINANCE.

WHEREAS, the City of Walton ("City") wishes to ensure that the provision of electric services and products continues to be furnished to its citizens in a reliable, affordable and efficient manner;

WHEREAS, the City has adopted Ordinance 2022-01 which created nonexclusive competitive franchises ("Franchises") to use the City's public rights-of-way, public streets, ways, alleys and other public places in order to facilitate the provision of electric services and products;

WHEREAS, Ordinance 2022-01 further provided that the Franchises created by the Ordinance shall be bid in accordance with the applicable requirements of the Constitution of the Commonwealth of Kentucky and Chapter 424 of the Kentucky Revised Statutes, as well as any applicable City Ordinances;

WHEREAS, the City advertised for electric franchise bids according to law, and Duke Energy Kentucky, Inc., ("Duke Energy") submitted a nonexclusive competitive bid to the City for franchise rights to provide electric services and products to its existing territory throughout the City as shown on the attached Electric Service Territories Map;

WHEREAS, the City has determined that Duke Energy's electric services and products franchise bid is reasonable in light of community needs, and that Duke Energy has the ability to effectuate its franchise application;

WHEREAS, the City has determined that Duke Energy's competitive electric services and products franchise bid meets the community needs and interests of the City of WALTON and its citizens; and

WHEREAS, the public has had adequate notice and opportunity for comment.

NOW, THEREFORE, BE IT ORDAINED as follows:

SECTION 1: A nonexclusive competitive electric services and products franchise is hereby granted to Duke Energy in order to use the City's public rights-of-way, public streets, ways, alleys

Electric Distribution Service Areas

PSC Regulated Rural Electric Utilities

Members of

East Kentucky Power Cooperative, Inc.
(transmission cooperative)

- Big Sandy RECC
- Blue Grass Energy Cooperative
- Clark Energy Cooperative
- Cumberland Valley Electric
- Farmers RECC
- Fleming-Mason Energy Cooperative
- Grayson RECC
- Inter-County Energy Cooperative
- Jackson Energy Cooperative
- Licking Valley RECC
- Nolin RECC
- Owen Electric Cooperative
- Salt River Electric Cooperative
- Shelby Energy Cooperative
- South Kentucky RECC
- Taylor County RECC

PSC Regulated Investor Owned Utilities

Duke Energy Kentucky, Inc.

Kentucky Power Company

- Kentucky Utilities Company (KU)
- Louisville Gas and Electric Company (LG&E)
- Jackson Energy Cooperative & KU

TVA Regulated Utilities

Gibson EMC (TN)

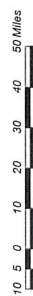
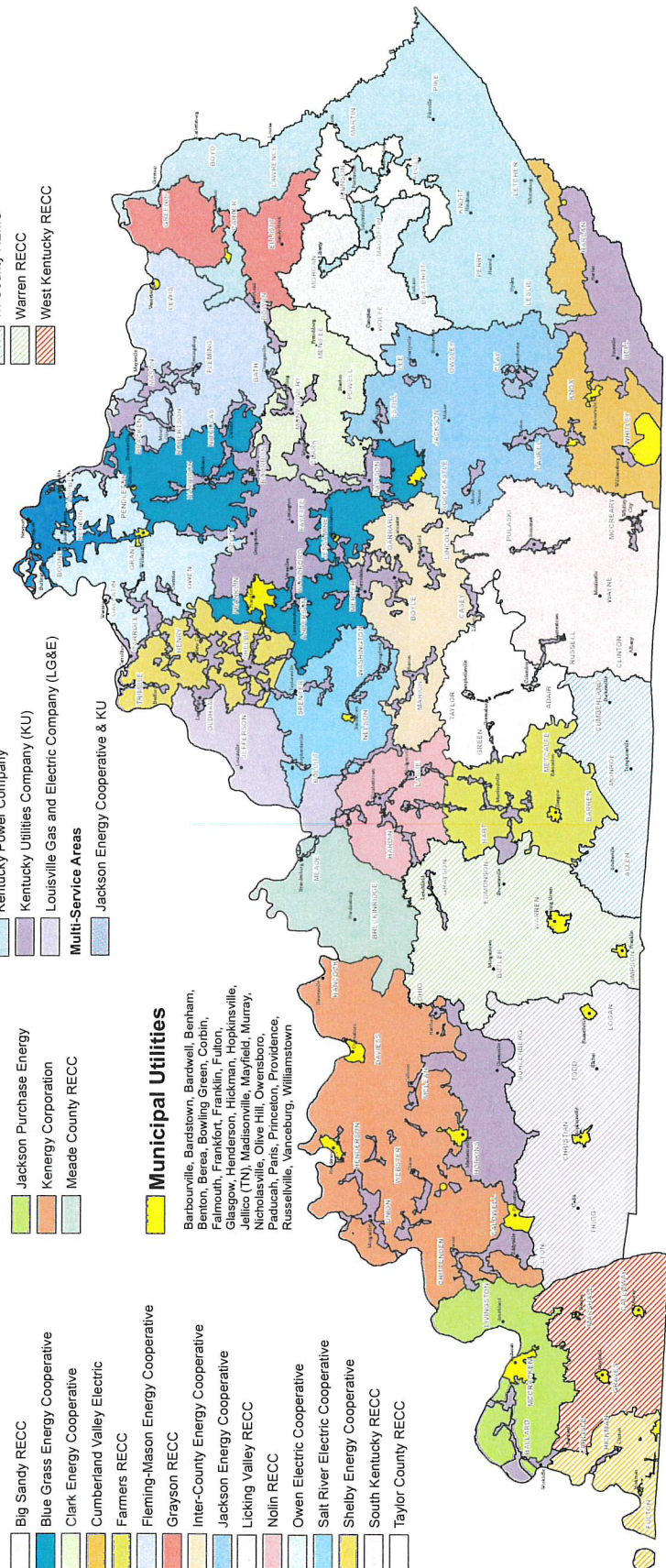
Pennyrite RECC

- Tri-County REMC
- Warren RECC
- West Kentucky RECC

- County Seats
- County Boundaries

Municipal Utilities

- Bartonsville, Bardonia, Bardwell, Bernham, Benton, Berea, Bowling Green, Corbin, Falmouth, Frankfort, Franklin, Fulton, Glasgow, Henderson, Hickman, Hopkinsville, Jellico (TN), Madisonville, Mayfield, Murray, Nicholasville, Olive Hill, Owensboro, Paducah, Paris, Princeton, Providence, Russellville, Vanceburg, Williamstown



Kentucky Public Service Commission
March 17, 2023

Kentucky has 30 municipal systems serving over 500,000 customers. Ten of these are provided wholesale power by the Tennessee Valley Authority (TVA) and are regulated by them. The others are self-regulated by the municipality. The boundaries for the municipal systems were either derived from the Public Service Commission's certified territory maps, or from boundaries submitted for informational purposes to the PSC from the utility. If the municipal service area boundaries were unknown, a circle was placed around the urbanized area.

The electric service areas are compiled from certified territory maps on file with the Public Service Commission. These are legal documents which define the retail service area of electric suppliers regulated by the Commission (Kentucky Statute 278.017). The legal certified territory boundaries are drafted on 1:24,000 USGS topographic maps, and can be assumed to have an accuracy of 100 feet. This map, which was compiled from that data, is for informational purposes only, and has no legal standing.