

RESOLUTION

NO. R-21-472

CITY HALL: December 16, 2021

BY: COUNCILMEMBER MORENO

SECONDED BY: COUNCILMEMBER GLAPION

**RULEMAKING PROCEEDING TO ESTABLISH RULES
FOR COMMUNITY SOLAR PROJECTS**

**RESOLUTION AND ORDER ESTABLISHING A COMMENT PERIOD TO AMEND
THE COMMUNITY SOLAR RULES**

DOCKET NO. UD-18-03

WHEREAS, pursuant to the Constitution of the State of Louisiana and the Home Rule Charter of the City of New Orleans (“Charter”), the Council of the City of New Orleans (“Council”) is the governmental body with the power of supervision, regulation, and control over public utilities providing service within the City of New Orleans; and

WHEREAS, pursuant to its powers of supervision, regulation, and control over public utilities, the Council is responsible for fixing and changing rates and charges of public utilities and making all necessary rules and regulations to govern applications for the fixing and changing of rates and charges of public utilities; and

WHEREAS, Entergy New Orleans, LLC (“ENO”) is a public utility providing electric and natural gas service to all of New Orleans; and

WHEREAS, the Council has repeatedly expressed support for the efficient use of clean, sustainable technology to improve the quality of life for our citizens and businesses; and

WHEREAS, the Council wishes to expand the renewable options available to New Orleans residents, particularly those who are unable to participate in the Net Energy Metering (“NEM”) Rules for the City of New Orleans program; and

WHEREAS, on March 28, 2019, the Council adopted Resolution No. R-190-111, establishing a set of Community Solar Rules and

WHEREAS, on August 29, 2019, ENO filed its initial Implementation Plan and on January 10, 2020, ENO filed its Supplemental Implementation Plan; and

WHEREAS, on January 28, 2021, the Council adopted Resolution R-21-38, approving ENO's Supplemental Implementation Plan; and

WHEREAS, on December 8, 2021, the Alliance for Affordable Energy ("AAE") filed its Motion to Amend the Community Solar Rules requesting to amend Section II of the Community Solar Rules, changing the definition of "Low-Income Customers" to a "Customer whose gross annual household income is at or below 60 percent of Area Median Income for the year of subscription or who is certified as eligible for any federal, state, or local assistance program that limits participation to households whose income is at or below 60 percent of Area Median Income."

WHEREAS, the Council hereby wishes to establish a comment period to seek input from the parties to this docket on AAE's December 8, 2021 Motion to Amend the Community Solar Rules; **NOW THEREFORE**

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That:

- (1) That parties shall have until Monday, January 10, 2022 to file comments regarding AAE's December 8, 2021 Motion to Amend the Community Solar Rules modifying the definition of Rules requesting to amend Section II of the Community Solar Rules, modifying the definition of "Low-Income Customers" to a "Customer whose gross annual household income is at or below 60 percent of Area Median Income for the year of subscription or who is certified as eligible for any federal, state, or local assistance program that limits participation to households whose income is at or below 60 percent of Area Median Income."
- (2) The Honorable Jeffrey Gulin shall rule on procedural disputes, including motions and discovery if any, and shall for good cause shown, have the authority to change or amend procedural dates.


THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Banks, Brossett, Gisleson Palmer, Glapion, Moreno, Nguyen - 6

NAYS: 0

ABSENT: Giarrusso - 1

AND THE RESOLUTION WAS ADOPTED.

THE FOREGOING IS CERTIFIED
TO BE A TRUE AND CORRECT COPY

CLERK OF COUNCIL