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GENERAL INFORMATION

36. Net Metering for Solar Electric Generating Equipment, Farm Waste Electric Generating Equipment, Micro-Combined Heat and Power Generating Equipment, Fuel Cell Electric Generating Equipment, and Micro-Hydroelectric Generating Equipment

36.1.7 To qualify for net metering, the Customer Generator must comply with the requirements of the generating size limits by complying with the following criteria:

1) Each project up to the respective generating size limit must be separately metered and separately interconnected to the utility grid.
2) Each project must be located on a separate site which can be accomplished by a project having a separate deed or a unique Section-Block-Lot (SBL), a separate lease, and a separate metes and bounds description recorded via either a deed or separate memorandum of lease uniquely identifying each project.
3) Each project must operate independently of other units.

36.1.8 Net Metering compensation under this Rule No. 36 will no longer be available to new projects with eligible electric generating equipment under PSL Section 66-j after March 9, 2017. Projects with eligible generating equipment under PSL Section 66-j that are either in service or have completed Step 8 of the Standard Interconnection Requirements (SIR) for projects greater than 50 kW or Step 4 of the SIR for projects equal to or less than 50 kW by the close of business on March 9, 2017 will remain eligible under Rule No. 36 net metering tariffs provided that written notification of the completion of Step 8 or Step 4 of the SIR, as required by Step 9 and Step 5 of the SIR, has been provided to the Company by March 17, 2017. Projects in service by March 9, 2017 or projects that have completed the above milestones by March 17, 2017 define the Company's ceiling for net metered compensation under this Rule No. 36. The Company's ceiling as reported to the Commission on March 31, 2017 is 178.23 MW.

36.1.9 Mass market on-site projects, defined as those Customer-Generators served under a residential or small commercial service class that are not billed for demand, that are in service as of March 9, 2017, or have completed the required milestones set forth above by March 17, 2017, will be permitted to pair on-site energy storage with the eligible generating equipment under PSL Section 66-j and remain eligible under Rule No. 36 net metering tariffs.

36.1.10 Projects compensated under Rule No. 36 net metering tariff will be provided a one-time, irrevocable opt in to the Value Stack tariff under Rule No. 40, when available.

36.1.11 Projects compensated under Rule No. 36 are ineligible to participate in the Company's Term-DLM program or Auto-DLM program.

36.2 Qualifying Customers must install and operate the Solar, Farm Waste Electric Generating system, Micro-Combined Heat and Generating Equipment, Fuel Cell Generating Equipment, and Micro-Hydroelectric Generating Equipment in compliance with Rule No. 53 – Standard Interconnection Requirements for New Distributed Generation Units of 5 MW or Less, Connected in Parallel to Utility Distribution Systems and Addendum -SIR, as may be from time to time changed, amended and/or supplemented. Qualifying Customers must also complete the Standardized Contract for Interconnection of New Distributed Generation Units With Capacity of 5 MW or Less, Connected in Parallel With Utility Distribution Systems.

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GENERAL INFORMATION

37. NET METERING FOR RESIDENTIAL, FARM SERVICE AND NON-RESIDENTIAL WIND ELECTRIC GENERATING SYSTEMS AS DEFINED IN PUBLIC SERVICE LAW ("PSL") 66-l

37.1 Applicable to:

37.1.1 Residential Customer-Generators who own or operate one or more wind electric generators with a combined rated capacity of not more than twenty-five kilowatts (25 kW).

37.1.2 Farm Based Customer-Generators who own or operate wind electric generating equipment located and used on land used in agricultural production as defined in subdivision four of Section 301 of the Agriculture and Markets Law and which is also the location of the customer's primary residence, with a combined rated capacity of not more than 500 kilowatts (500 kW).

37.1.3 A non-residential Customer-Generator which owns or operates wind electric generating equipment located and used at its premises with a combined rated capacity of not more than two thousand kilowatts (2,000 kW).

37.1.4 Projects compensated under Rule No. 37 are ineligible to participate in the Company's Term-DLM Program or Auto-DLM Program.

37.1.5 To qualify for net metering under Rule 37, the Customer Generator must comply with the requirements of the generating size limits by complying with the following criteria:

1) Each project up to the respective generating size limit must be separately metered and separately interconnected to the utility grid.
2) Each project must be located on a separate site which can be accomplished by a project having a separate deed or a unique Section-Block-Lot (SBL), a separate lease, and a separate metes and bounds description recorded via either a deed or separate memorandum of lease uniquely identifying each project.
3) Each project must operate independently of other units.

37.2 Qualifying Customers must install and operate Wind Electric Generating Equipment in compliance with Rule No. 53 – Standard Interconnection Requirements and Application Process for New Distributed Generators 2 MW or Less Connected in Parallel with Utility Distribution Systems ("SIR") as may be amended from time to time changed, amended, and/or supplemented. Qualifying Customers must also complete a Form "K"-Standardized Contract for Interconnection of New Distributed Generation Units With Capacity of 5 MW or Less Connected in Parallel with Utility Distribution Systems.

37.3 This program will be available to qualifying customers on a first come, first served basis, until the total rated generating capacity for Wind Electric Generating Equipment in the Company's service territory is equivalent to 19,608 kW. (In accordance with PSL 66-l, three-tenths percent of Niagara Mohawk's electric demand for the year 2005.)

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40. VALUE OF DISTRIBUTED ENERGY RESOURCES (VDER)

40.2 VALUE STACK

Eligibility:

40.2.1 A customer satisfying the threshold requirements of 40.2.1.1 below and who also meets one of the requirements of 40.2.1.2 through 40.2.1.11 will be required to receive project compensation under the VDER Value Stack tariff which will be based on monetary crediting for net hourly injections:

40.2.1.1 Any customer, residential or non-residential, who owns or operates electric generating equipment ("Facility"), as defined in Public Service Law ("PSL") Section 66-j or Section 66-l, limited in size in conformance with the statute for each Facility type and customer type that generates electric energy in accordance with the criteria as set forth in Rules 36.1.7 and 37.1.5; with the exception that the customer class and capacity limitations are removed under this Rule 40.2, and the 2 MW limit on eligible technologies will be increased to 5 MW for compensation under this Rule 40.2, except for CHP technologies; or

40.2.1.1.1 A customer with Newly Eligible Technologies, regardless of the vintage date requirement qualifying them as a Tier 1 REC eligible resource, including but not limited to: anaerobic food waste digesters, biomass, liquid biofuel, and tidal/ocean; or

40.2.1.1.2 A customer with eligible stand-alone storage, including storage paired with consumption load or charged using regenerative braking technologies, and vehicle-to-grid ("V2G") systems, with the following restrictions:

40.2.1.1.2.1 A customer with eligible stand-alone storage compensated under this Rule 40.2, who is not otherwise charged hourly pricing for energy supply under Rule 46.1.3, will be required to opt in to hourly supply pricing under Service Classification No. 2, Special Provision P, or Service Classification No. 3, Special Provision N, as applicable. Excluded from this requirement are customers with stand-alone storage sized not to exceed 115% of the customer's peak consumption load.

40.2.1.1.2.2 A customer with eligible stand-alone storage where the stand-alone storage is separately metered shall be required to opt in to hourly supply pricing for the stand-alone storage metered usage only.

Projects eligible under Rule 40.2.1.1.1 or 40.2.1.1.2 will receive Value Stack compensation for a term of 25 years from their interconnection date, after which the project may transition to the then-applicable tariff for compensating DERs if desired only if the project meets all compensation eligibility requirements at such time.