

# City of Perth Amboy

Victoria Ann Kupsch, RMC, City Clerk

OFFICE OF MUNICIPAL CLERK

April 14, 2022

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BOARD OF PUBLIC UTILITIES  
TRENTON, NJ

Carmen Diaz, Acting Board Secretary  
NJ Board of Public Utilities  
44 South Clinton Avenue, 1<sup>st</sup> Floor  
P.O. Box 350  
Trenton, New Jersey 08625-0350

Re: Petition of Elizabethtown Gas Company  
Docket No. GR21121254 (BPU)  
Docket No. PUC 00872-2022 (OAL)

Dear Ms. Diaz:

Enclosed is a certified copy of R-190-4/22, adopted by the Perth Amboy City Council at a meeting held on April 13, 2022, opposing Elizabethtown Gas Company's Petition to increase base tariff rates and charges for gas service as well as implement other rate design and tariff revisions.

Thank you for your attention to this matter.

Yours truly,

  
Victoria Ann Kupsch  
City Clerk

Xc: Mayor Helmin Caba  
Council President William A. Petrick  
Councilwoman Rose Morales  
Councilman Joel Pabon  
Councilwoman Milady Tejada  
Councilman Bienvenido Torres  
Michael E. Green, Business Administrator  
William P. Opel, Director of Law  
File

**RESOLUTION  
OPPOSING ELIZABETHTOWN GAS COMPANY  
PETITION TO NEW JERSEY BOARD OF PUBLIC  
UTILITIES, DOCKET NO. GR21121254**

**WHEREAS**, on December 28, 2021, Elizabethtown Gas Company (the "Company") filed a Petition with the New Jersey Board of Public Utilities (the "Board") under Docket No. GR21121254, which Petition was subsequently transmitted to the New Jersey Office of Administrative Law (the "OAL") as a contested case where it was docketed as PUC 00872-2022 N, seeking approval of a request to increase base tariff rates and charges for gas service, as well as implement other rate design and tariff revisions (the "Petition"); and

**WHEREAS**, pursuant to the Petition, the Company also proposed to change its depreciation rates, and requested authorization to defer certain costs that are not reflected in the Company's base rate request for recovery in future proceedings; and

**WHEREAS**, pursuant to the Petition, the Company proposed that these changes become effective January 28, 2022; and

**WHEREAS**, the Board subsequently issued an order on January 26, 2022, suspending the effective date of the proposed rates and tariff revisions until May 28, 2022; and

**WHEREAS**, the Petition filed by the Company reflected an increase in annual revenues of approximately \$76.6 million, or 19%; and

**WHEREAS**, according to the Petition, the impact of the Petition on the bill of an average residential customer using 100 therms per month would be \$19.42 or 17.2%, and the actual percentage increase applicable to specific customers will vary according to the applicable rate schedule and the level of each customer's usage; and

**WHEREAS**, the Company provides in the Petition that the proposed increase is predominantly the result of capital expenditures made or to be made by the Company related to system improvements and reliability since the Company's last base rate case; and

**WHEREAS**, the Board has the statutory authority to establish the Company's rates at levels it finds just and reasonable as well as to establish the effective date of such rates, and therefore, the Board may establish the rates at levels and/or an effective date other than those proposed by the Company; and

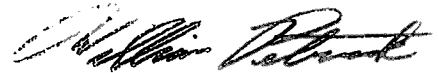
**WHEREAS**, due to the COVID-19 pandemic, the Board has scheduled virtual-telephonic public hearings on April 21, 2022 at 4:30 p.m. and 5:30 p.m. so that members of the public may present their views on the Company's Petition; and

**WHEREAS**, members of the public may present their views to the Board on the Petition during the public hearing by dialing the toll-free telephone number and entering the passcode set forth in the Notice of Public Hearing on file with the City Clerk; and

**WHEREAS**, the Board will also accept written and/or electronic comments from members of the public, which will be made part of the final record of this proceeding, and such comments can be provided in accordance with the instructions set forth in the Notice of Public Hearing on file with the City Clerk.

**NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE COUNCIL OF THE CITY OF PERTH AMBOY:**

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. The City Council of the City of Perth Amboy, County of Middlesex, State of New Jersey hereby opposes the Company's Petition seeking Board approval for increases in base tariff rates and charges for gas service.
3. The City Council hereby authorizes the City Clerk to transmit this resolution to Acting Board Secretary, Carmen Diaz, at the Board of Public Utilities, 44 South Clinton Avenue, 1st Floor, P.O. Box 350, Trenton, New Jersey 08625-0350 ([board.secretary@bpu.nj.gov](mailto:board.secretary@bpu.nj.gov)), with reference made to the name of the Petition and docket number as set forth herein.



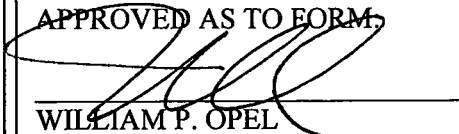
WILLIAM A. PETRICK  
Council President



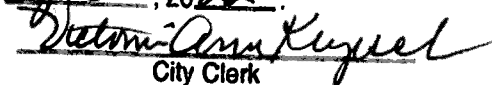
VICTORIA ANN KUPSCHE  
City Clerk

Dated: April 13, 2022

APPROVED AS TO FORM



WILLIAM P. OPEL  
Director of Law

I, Victoria Ann Kupsch, City Clerk of Perth Amboy Middlesex County, New Jersey, do hereby certify the above to be a true copy of a Resolution adopted by the council of said city on the 13<sup>th</sup> day of April, 2022.  
  
City Clerk