



ORCAS POWER AND LIGHT COOPERATIVE

Commercial Lighting Upgrade Participation Agreement

This agreement is entered into on _____ 201__ between **Orcas Power and Light Cooperative** (Utility) and _____(Customer), the owner or legally authorized representative of the building described below:

_____ is a non-residential customer and _____ is the owner or a representative authorized to physically improve the facility at _____

Utility and Customer agrees as follows:

1. The Customer plans to install lighting measures, as described in the BPA Lighting Calculator Spreadsheet, within the facility at the above described location.
2. Customer will assume full responsibility for the design and installation of lighting equipment and will be solely responsible for the quality, performance and durability of the equipment.
3. Customer agrees to obtain permits and comply with all applicable federal, state and local codes and requirements in the installation of identified measures and in the disposal of all removed materials and equipment, including PCB ballast disposal.
4. Customer will provide the following documentation to the Utility:
 - Cut sheets for installed equipment
 - Equipment purchase orders/invoices
 - Contractor invoices
 - Project estimates and/or related project documents
 - PCB ballast and lamp proper disposal verification
5. Utility will provide financial incentives for lighting equipment, as described in the BPA Lighting Calculator Spreadsheet.
6. Customer understands that Utility makes no warranties as to the actual energy or cost savings or any other expressed or implied warranty concerning the design or construction of the project.
7. To the fullest extent allowed by law, the Customer agrees to indemnify, defend and hold harmless Utility and its officers and employees from all claims, loss, damages or litigation including personal injury, death or property damage arising from, or in connection with, the performance of the agreement herein unless said liability is occasioned by the sole or partial negligence of the utility.



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- Customer agrees to assist the Utility in evaluating the benefits of the program. This may include follow-up site visits at the facility and the release of utility bills and other information pertinent to the performance of the installed measures.

By signature below, the undersigned hereby acknowledges that he/she is the building owner or legally authorized representative.

Customer (Building Owner or Legally Authorized Representative)

Name & Title: _____

Signature: _____ Date: _____

Please Make Incentive Check Payable To: _____

Please Mail Check To: _____

Participating Utility Representative:

Name & Title: _____

Signature: _____ Date: _____