

ORDINANCE NO. 6-84

BY: J. Schmitt

An Ordinance granting franchise to Columbus and Southern Ohio Electric Company to construct, maintain and operate lines and appurtenances and appliances for conducting electricity in, over, under and through the streets, avenues, alleys and public places of the City of Bexley.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BEXLEY, STATE OF OHIO:

Section 1. That Columbus and Southern Ohio Electric Company, a corporation organized under the laws of the State of Ohio, its successors and assigns, (hereinafter called "Company") is hereby granted the right, privilege, franchise and authority to acquire, construct, maintain, and operate in, above, under, across and along the streets, alleys, thoroughfares, bridges and public places, as the same now exist or may hereafter be laid out, in the City of Bexley, State of Ohio, (hereinafter called the "Municipality"), lines for the transmission and distribution of electric energy, either by means of overhead or underground conductors, with all necessary or desirable appurtenances and appliances, including electric substations, for the purpose of supplying electric energy to said Municipality and the inhabitants thereof and persons or corporations beyond the limits thereof for heat, power or any other purpose or purposes for which electric energy is now or may hereafter be used.

Section 2. The Company shall fully indemnify and save harmless the Municipality from any and all damages, costs and expenses of every kind occasioned by the sole negligence of the Company in exercising any of its rights, privileges, franchises and obligations under this Ordinance.

Section 3. Whenever the Company shall begin the erection or installation of any of such lines or equipment it shall leave the streets, alleys and other public places where such work is done in as good condition or repair as they were before such work was commenced.

Section 4. The rights, privileges and franchises hereby granted shall not be effective prior to acceptance of this Ordinance by the Company and shall terminate on April 12, 2009.

Section 5. Whenever in this Ordinance the Municipality or Company is referred to, such reference shall be deemed to include the respective successor or assign of either, and all rights, privileges, franchises and obligations herein contained shall bind and inure to the benefit of such respective successor or assign, in which event the predecessor of such successor or assign is divested of all such rights, privileges, franchises or obligations, whether so expressed or not.

Section 6. The terms and provisions of this Ordinance are joint and several, and the invalidity of any part shall not affect the validity of the remainder of the Ordinance.

Section 7. This Ordinance shall take effect from and after the earliest period allowed by law.

Passed: March 27, 1984

John W. Bage
President of Council

Attest: John W. Bage
Clerk of Council

Approved: March 27, 1984

David H. Madison
David H. Madison,
Mayor

*Feb 14, 1984 - First reading
March 13, 1984 - Second reading
March 27, 1984 - Third reading*