

Ordinance No. 20-69

Passed 7th day of April, 19 69

ORDINANCE NO. 20-69

AN ORDINANCE GRANTING THE DAYTON POWER AND LIGHT COMPANY, ITS SUCCESSORS AND ASSIGNS, AN ELECTRIC FRANCHISE IN THE CITY OF CENTERVILLE, STATE OF OHIO, FOR A PERIOD OF TWENTY-FIVE (25) YEARS, COMMENCING ON THE 10TH DAY OF MAY, 1969.

THE MUNICIPALITY OF CENTERVILLE, STATE OF OHIO, HEREBY ORDAINS:

SECTION 1. That, subject to the terms and conditions hereof, The Dayton Power and Light Company, its successors and assigns, is granted the right and privilege for the period of twenty-five (25) years, commencing on the 10th day of May, 1969, to do, carry on and transact in said City of Centerville, Ohio, the business of supplying electricity to said City and its inhabitants for light, heat and power purposes and for any other purposes for which electricity is now or may be used hereafter; and to that end to enter upon and in, use and occupy the streets, avenues, lanes, alleys and public places of said City, to maintain, use, erect, repair, or replace poles, towers, structures, guys, anchors, braces, and all other necessary and proper devices and appliances for transmitting and supplying electricity to said City, its inhabitants and others.

This grant shall apply to all such poles, towers, structures, guys, anchors, braces, and all other devices and appliances used or useful which are now owned by the Dayton Power and Light Company in said City, and to such as hereafter may be placed or erected therein by it or its successors and assigns.

SECTION 2. That upon the removal or relocation of any pole, tower, guy, structure, anchor, brace, or any other device or appliance, the surface of each street or public way, which may have been disturbed or broken, shall be replaced in good and workmanlike condition, according to current specifications for Centerville Standards of Street Construction, by The Dayton Power and Light Company its successors and assigns.

SECTION 3. That nothing in this ordinance shall be construed as granting to The Dayton Power and Light Company, its successors or assigns, an exclusive privilege or right.

SECTION 4. That this ordinance shall be accepted by The Dayton Power and Light Company, in writing, on or before thirty (30) days after its effective date. Such acceptance shall be filed with the City Clerk, and, thereupon, this ordinance shall be and constitute a contract between the City and said Company, its successors and assigns, for the uses and purposes herein provided.

SECTION 5. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED by the Council of the City of Centerville, State of Ohio, this 7th day of April, 1969.

/S/ John A. Davis
Deputy Mayor

ATTEST:

/S/ Marilyn J. McLaughlin
Clerk of Council

C E R T I F I C A T E

I, Marilyn J. McLaughlin, Clerk of the Council of the City of Centerville, Ohio, do hereby certify that the foregoing is a true and correct copy of Ordinance No. 20-69, passed by the Council of said City on the 7th day of April, 1969.

WITNESS my hand at Centerville, Ohio, this 7th day of April, 1969.

/S/ Marilyn J. McLaughlin
Clerk