

The latter shall, however, be subject to the exception of emergent necessity wherein, in order to make available the continuing and adequate supply of water, the Greater Moraine District would utilize the water available through the interconnecting water main along State Route 48, and subject to the further exception that the Greater Moraine Water District will operate the Centerville Treatment Plant and maintain the present quality of softness of the water until the capacity of that plant is exceeded; in such event, additional water will be supplied from the County System through the interconnecting main along State Route 48.

(c) The Greater Moraine Water District will continue to sell water to the users along the mains of the existing Centerville Water System at rates not to exceed the rates which shall prevail at the time of transfer of title to the purchaser, said rates, however, not to be more than the prevailing rate as of February 1, 1954.

(d) The Greater Moraine Water District will offer to employ the Centerville Water Works Superintendent on the same terms and conditions as he is now employed by the Village of Centerville in that capacity.

Section 6. This Ordinance is passed as an emergency measure, pursuant to Revised Code of Ohio Section 731.30, and a measure necessary for the immediate preservation of the public health and safety in the municipal corporation of Centerville, and is necessary because of the threatened water shortage, the diminution of water supply, the inadequacy of present pumping facilities and the insufficiency of the present Water Works System to serve adequately present users and prospective and probable increased demands upon the System. This Ordinance shall be in full force and effect from and after its date of passage. This Ordinance is passed this 1st day of March, 1954.

(signed) Geo. E. Howe
Clerk, Village of Centerville

Approved this 1st day
of March, 1954.

(signed) James L. Kelsey
Mayor

C E R T I F I C A T E

I hereby certify that the foregoing is a true and correct copy of an Ordinance passed and adopted by the Council of the Village of Centerville, Ohio, this 1st day of March, 1954.

(signed) Geo. E. Howe
Village Clerk

ORDINANCE NO. 3, 1954

VILLAGE OF CENTERVILLE

An Ordinance to amend Ordinance Number 10 - 1953 of the Village of Centerville, Ohio relating to the control of excavations into any street, sidewalk, sidewalk space, alley, or public way.

BE IT ORDAINED by the Council of the Village of Centerville, State of Ohio.

Section 1. Public utility firms or corporations operating under franchise with the Village of Centerville, Ohio, and under authority of the Public Utilities Commission of Ohio shall be excepted from the provisions of Ordinance Number 10 - 1953, Village of Centerville, Ohio, and shall in their place and stead be governed and controlled by the following provisions relating to excavations into a street, sidewalk, sidewalk space, alley or public way by such public utility firm or corporation.

Section 2. In cases of emergency occasioned by a breach or a sudden discontinuance in service of unknown cause in any public utility line lying in the Village of Centerville, such public utility firm or corporation shall not be required to first obtain a permit to make lawful excavation but may, in order to repair such line which may require emergency attention, immediately make such excavation and shall take all steps necessary to continue complete and adequate service to the property owners of Centerville, Ohio.

Section 3. By reason of the extensive lines, pipes and conduits, such public utility firm or corporation, may, at its option, be excepted from that part of Section 2, Ordinance Number 10 - 1953 which requires a cash security deposit. If such public utility firm or corporation shall elect to be so excepted, then it shall forthwith deposit, with the Clerk of the Village of Centerville, Ohio, a performance bond in the sum of not less than \$1,000.00 with corporate surety acceptable to the Village Council to insure the restoration to its original pavement condition of any street, sidewalk, sidewalk space, alley or public way which may be excavated in pursuance of a permit issued under the provisions of Ordinance Number 10 - 1953, or by reason of emergency repairs as set forth, herein.

Section 4. The performance bond of \$1,000.00 set forth in Section 3 above shall provide that in the event such public utility firm or corporation shall for any reason fail to reconstruct and restore such street, sidewalk, sidewalk space, alley or public way within a reasonable period of time, in accordance with the standards and specifications of street construction heretofore adopted by the Village Council of Centerville, Ohio, then the sum of said performance bond shall be forfeited and paid over to the Village of Centerville, Ohio.

Section 5. All provisions and requirements of Ordinance Number 10 - 1953 shall, as to all persons except public utility firms or corporations herein excepted remain in full force and effect. This ordinance is passed this 3rd day of May, 1954.

(signed) Geo. E. Howe
Clerk, Village of Centerville

Approved this 3rd day
of May, 1954.

(signed) James L. Kelsey
Mayor

C E R T I F I C A T E

I hereby certify that the foregoing is a true and correct copy of an ordinance passed and adopted by the Council of the Village of Centerville, Ohio, this 3rd day of May, 1954.

(signed) Geo. E. Howe
Village Clerk

I, George E. Howe, Clerk of Council of the Village of Centerville, State of Ohio, do hereby certify that there is no newspaper printed in said municipality, and that publication of the foregoing ordinance was duly made by posting true copies thereof at five of the most public places in said corporation as determined by the Council as follows:

Longacre's Shell Station
U. S. Post Office
Village Food Market
Stage Coach Inn
Pure Oil Station

Each for the period of fifteen (15) days, commencing on this 3rd day of May, 1954.

(signed) Geo. E. Howe
Clerk, Village of Centerville

ORDINANCE NO. 4 - 1954

AN ORDINANCE GRANTING TO THE DAYTON POWER AND LIGHT COMPANY, ITS SUCCESSORS AND ASSIGNS, A GAS FRANCHISE IN THE VILLAGE OF CENTERVILLE, STATE OF OHIO, FOR A PERIOD OF TWENTY-FIVE (25) YEARS, COMMENCING ON THE 9th DAY OF MAY, 1954.

BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF CENTERVILLE, STATE OF OHIO:

SECTION 1: That, subject to the terms and conditions hereof, The Dayton Power and Light Company, hereinafter referred to as the "Company", is granted the right, power and privilege for the period of twenty-five (25) years, commencing on the 9th day of May, 1954, to do, carry on and transact in the Village of Centerville, Ohio, the business of supplying natural gas to the Village and its inhabitants for lighting, power and heating purposes, and such other purposes for which gas is now or may hereafter be used, and to that end, to enter upon, use and occupy the streets, alleys, avenues, public places and ways of the Village, to lay, relay, replace, maintain, use and operate pipes, mains, service pipe, conduits, valves drips, curb boxes, manholes, and vaults, regulators and all other necessary and proper appliances, devices and constructions for distributing and supplying gas to the Village and its inhabitants.

SECTION 2 That the Gas Service General Service Rules and Regulations set forth in Schedules duly filed by the Company, with, and pursuant to the authority of, The Public Utilities Commission of Ohio, as the same are now in effect and as the same may be amended from time to time pursuant to the authority of The Public Utilities Commission of Ohio, shall apply to, and shall control, the furnishing of natural gas pursuant to this franchise and the extension of said Company facilities for the furnishing of such gas to consumers located in the Village of Centerville, Ohio.

SECTION 3 That, further:

a. Upon the removal or relocation of any pipe, main service pipe, conduit, valve, drip, curb box, manhole, and vault, regulator 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 a good and workmanlike condition by The Dayton Power and Light Company, its successors and assigns.

b. Each Consumer shall, at his own expense, provide, install and maintain all facilities necessary to receive the gas supplied by the Company. Each Consumer, shall also provide a meter location satisfactory to the Company.

c. The Company shall not be required to make any extensions on private property at its own expense, nor upon any public way or street for which the grade has not been established.