

RECORD--OF--ORDINANCES.

Ordinance No. 51

AN ORDINANCE GRANTING A GAS FRANCHISE TO THE DAYTON POWER AND LIGHT COMPANY; ITS SUCCESSORS AND ASSIGNS.

BE IT ORDAINED BY THE COUNCIL OF The village of Centerville,
STATE OF OHIO.

Section 1. That the Dayton Power and Light Company, its successors and assigns, be, and hereby are, granted the privilege and invested with the right to supply natural, mixed and or artificial gas to said Village and its inhabitants and to use so much of the streets, alleys and other public grounds as said The Dayton Power and Light Company, its successors and assigns, may deem necessary for the purpose of laying, operating and maintaining pipes to be used for conveying and reasonably supplying the said Village and its inhabitants, such natural, mixed and / or artificial gas for public and private use, together with the right to dig and excavate in the streets, alleys and public grounds, for the pipes and other appliances required to convey said gas to consumers thereof in said village, subject to the conditions following:

Section 2. That the pipes to be laid pursuant to this ordinance shall not interfere with the proper drainage of said Village by the obstruction of sewers or other underground fixtures for conveying of water; that the village shall not be liable to said The Dayton Power and Light Company, its successors and assigns, for any damage done by reason of necessary and lawful displacements of said pipes in the construction of any public works; that all streets, pavements and sidewalks interfered with shall as soon as practicable be replaced by said The Dayton Power and Light Company, its successors or assigns, in as good and substantial a condition as before any such excavation was made therein, subject to the approval of the council; that all pipes used shall be of suitable and ordinary material as is usually used by gas companies; that before any pipes or mains are laid ~~under~~ under the provisions of this ordinance, the said The Dayton Power and Light Company, its successors and assigns, shall present to the council, a true and accurate map of the proposed line and the course of their mains, showing approximate location, size and depth of same and said map shall first be filed with the clerk of council Village Clerk before any excavation is made or pipe laid, and none of the paved streets shall be taken up or in any of the City Civil Engineer/Village Clerk.

Section 3. That within twenty days from the effective date of this ordinance, the said The Dayton Power and Light Company, for itself, its successors and assigns, shall file with the Clerk of Council/Village Clerk a written acceptance of all the terms and conditions of this ordinance.

Section 4. That all privileges herein granted shall vest in the said The Dayton Power and Light Company, its successors and assigns, for the term of twenty-five (25) years from the effective date of this ordinance.

Section 5. Said The Dayton Power and Light Company, its successors and assigns, shall save harmless the village from any and all claims for damages or injuries due to the negligence of said company which may be incurred during or in connection with the construction, maintenance, operation or removal of said system of pipes and mains.

Section 6. That the cost of the legal publication of this ordinance shall be paid by said The Dayton Power and Light Company, its successors and assigns.

Section 7. This ordinance shall take effect and be in force from and after the earliest period allowed by law.

APPROVED AND PASSED BY THE COUNCIL OF THE VILLAGE OF
OF CENTERVILLE THIS 8 DAY OF April A. D. 1929.

C. F. Zimmerman

CLERK

L. E. Bradford

MAYOR