ORDINANCE 161-VILLAGE OF STETSONVILLE
AN ORDINANCE GRANTING A FRANCHISE TO AMERICAN GAS COMPANY OF WISCONSIN, INC. ITS SUCCESSORS AND ASSIGNS, TO OPERATE AND MAINTAIN A GLASS PLANT, GAS SYSTEM OR BOTH. SETTING FORTH CONDITIONS ACCOMPANYING THE GRANT OF FRANCHISE, AND PRESCRIBING PENALTY FOR THE VIOLATION OF ITS PROVISIONS

BE IT ORDAINED BY THE VILLAGE BOARD OF THE VILLAGE OF STETSONVILLE, WISCONSIN.

SECTION 1. GRANT OF AUTHORITY

There is hereby granted to the American Gas Company of Wisconsin, Inc. a Wisconsin Corporation, its successors and assigns, hereinafter referred to as "Company", the right and privilege to acquire, erect, construct, operate and maintain a gas plant, gas system, or both, and to import, transport, sell and distribute gas, whether, natural, manufactured or missed within the necessary facilities and equipment and to lay and maintain gas mains, service pipes, and other appurtenances necessary to the sale and distribution of gas in and along the streets, alleys and other public ways and places of the Village of Stetsonville. This ordinance shall be void if the Company shall not have commenced to provide services within a two -year period after acceptance date.

SECTION 2. CONDITIONS OF STREET OCCUPANCY

(A) Use. All pipes, mains, and other natural, artificial or mixed gas equipment and apparatus laid or placed by the Company shall be so located in the streets, alleys, public ways and placed in the Village of Stetsonville, as not to obstruct or interfere with any water pipes, sewers, drains or other structures. The Company shall, when practicable, avoid interfering with the use of such street, Alley or other highway where the paving or surface of such street, alley or other highway would be disturbed.

Restoration. If the Company shall disturb any pavement, sidewalk, street, alley, driveway or other surfacing, then in such event, the Company shall, at its own cost and expenses and in a manner approved by the Village of Stetsonville, replace and restore to a condition as good as that before such disturbance, any such disturbed pavement, sidewalk, street, alley, driveway, other surfacing.

Relocation. In the event that at any time during the period of this franchise the village shall lawfully elect to alter or change the grade of any street, alley or other public place or way, the Company, upon reasonable notice by the Village shall remove, re-lay and relocate, at its own expense, the Company's pipes, mains and other gas fixtures.

SECTION 3. SERVICE AND RATES

The Company shall render efficient service and charge fair and reasonable rates in accordance with the rules and regulations of the Public Service Commission of Wisconsin.

SECTION 4. COMPANY RULES

The company shall have the power and authority to promulgate such rules, regulations, terms and conditions governing the conduct of its business as shall be reasonably necessary to enable the Company to exercise its rights and to performs its obligations under this franchise in accordance with te rules and regulations of the Public Service commission of Wisconsin.

SECTION 5. COMPANY LIABILITY –INDEMINIFICATION

It is expressly understood and agreed by and between the Company and the Village that the company shall save the Village harmless from any suit, judgement, execution, claim or demand whatsoever, resulting from negligence on the part of the Company in the construction, operation or maintenance of its gas system in the Village of Stetsonville. The Village of Stetsonville shall notify the company's representatives with five (5) days after the presentation of any claim or demand, either by suit or otherwise, made against the village of Stetsonville on account of any negligence as aforesaid on the part of the Company.

SECTION 6. ACCEPTANCE

The Company, and its successors and assigns, shall if it accepts this Ordinance and the rights hereby granted, file a written acceptance of this Ordinance with the Village of Stetsonville within sixty (60) days from the date of publication of this Ordinance.

SECTION 7. EFFECTIVE DATE

This Ordinance shall be in full force and effect from and after its passage and publication, as provided by law, or posting.

PASSED: October 18, 1961

/s/ *Frank Heimerl,* Village President

Attest:
/s/ *Frederick Amacher*, Village Clerk
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