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ORDINANCE # 43

An ordinance granting to Consumers Power Company, its successors and assigns, the right, power and authority to construct, maintain and use electric lines consisting of poles, masts, cross-arms, guys, braces, feeders, transmission and distribution wires, transformers and other electrical appliances on, along and across the streets, alleys and other public places in the Village of Concord, Jackson County, Michigan, and to do a local electric business therein, for a period of thirty years.

The Village of Concord ordains:

Section 1. That whenever the word "Grantee" appears in this ordinance, it is hereby intended to designate, and shall be held to refer to the Consumers Power Company, its successors and assigns.

Section 2. The right, power and authority to said Grantee, to construct, maintain and use electric lines consisting of poles, masts, towers, cross-arms, guys, braces, feeders, transmission and distribution wires, transformers and other electric appliances on, along and across the streets, alleys and other public places in the Village of Concord, Jackson County, Mich., and to do a local electric business therein, for a period of thirty years.

Section 3. No street, alley or public place used by said Grantee, shall be obstructed longer than necessary during the work of construction and maintenance, and shall be restored to the same good order and condition as when such work was commenced.

Section 4. All poles, masts, towers and other supports shall be set, and all wires shall be suspended in a careful and proper manner so as not to injure persons or property. The Grantee shall have the right to trim trees if necessary in the conducting of such business, subject, however, to the supervision of the Street Committee of the Village. The Grantee shall at all times keep and save the Village free and harmless from all loss, costs and damage to which it may be subject by reason of the construction and maintenance of the poles, masts, towers, wires and other structures and appliances, the erection and maintenance of which are hereby authorized.

Section 5. Said Grantee shall be entitled to charge said Village and its inhabitants for electric energy for light, heat and power, the prices as shown by the schedule of rates now on file with the Village Clerk. Said rates and schedules shall be subject to review at any time by the Michigan Public Utilities Commission or its successors, upon proper application by either said Grantee or the Village being made thereto, and the regulary filed rates as approved by said Utilities Commission or its successors, as applicable to said Village of Concord, shall at all times be the legal rates.

All bills for electric energy shall be payable monthly. The Grantee may collect the minimum charge as specified in said schedule. It shall also furnish and maintain commercially accurate meters to measure the energy furnished. Said Grantee shall at all reasonable times have access to the premises of its customers, for the purpose of reading, inspecting, removing and replacing such meters.

Section 6. In consideration of the rights, power, and authority hereby granted, all of which shall vest in the Grantee for a period of thirty (30) years as aforesaid, said Grantee shall faithfully perform all things required by the terms hereof, and such performance by the Grantee shall be in lieu of all license fees, rentals or charges of every name and nature, except property taxes, which the Village might otherwise levy and impose.

Section 7. The rights, power and authority herein granted, are not exclusive.

Section 8. The enactment of this ordinance shall be submitted for ratification to the vote of the electors of said Village, and the same shall be and become valid and binding upon the approval and ratification of this ordinance by the affirmative vote of at least three-fifth of the electors of said Village voting thereon at a regular or special municipal election to be held in the manner provided by law. This ordinance shall not be submitted to the electors unless the Grantee shall, within thirty (30) days after the adoption hereof, file with the Village Clerk its written acceptance, subject to the approval of the electors. Upon the acceptance hereof, and approval by the electors as aforesaid, this ordinance shall constitute a contract between said Village and said Grantee, for the full term of thirty (30) years from and after the date of approval by said electors.

We hereby certify that the foregoing ordinance was duly enacted by the Village Council of the Village of Concord, Michigan, on the 16th day of February, A.D., 1938.

George L. Keeler, Pres., Pro Tempore.
D.W. Rutz, Village Clerk

ORDINANCE # 44

(Dated Feb. 6, 1942

The Village of Concord ordains:

That vehicles of all types and description shall be driven at a reasonable rate of speed according to the traffic conditions and in no event shall exceed 25 miles per hour in business sections or residential sections of this Village, providing that nothing in this section shall apply to motor vehicles of the Police Department or the Fire Department.

Any person who shall violate the provisions of this ordinance shall upon conviction be punished by a fine not exceeding (\$100.00) one hundred dollars and the costs of prosecution, or by imprisonment for a period not to exceed 10 days in either the County or Municipal jail.

This ordinance shall take effect thirty (30) days from the date of its adoption.