

FORD CITY BOROUGH ORDINANCE NO. 3ARTICLE #33.

Gas Ordinance granting George V. Forman and his assigns a franchise to lay and maintain pipe in the streets and alleys of the borough of Ford City, Pennsylvania to supply the inhabitants with gas for fuel, light and other appropriate purposes.

Be it ordained by the Town Council of the borough of Ford City, Pennsylvania, as follows:

50 Section #1. That George V. Forman of Buffalo, New York and his assigns be and they hereby are vested the right and privilege of using the highways, streets, avenues, alleys and lanes of said borough and as now or hereafter existing for the purpose of laying and maintain pipes or other suitable conduits and thereby supplying gas to the inhabitants of said borough for fuel, light and other purposes for and during the term of fifty (50) years from the date of adoption hereof.

50 Section #2. The grantees above named are hereby empowered during the term above specified to use said highways, streets, avenues, alleys and lanes to the extent necessary or proper for the introduction of pipes and mains required to furnish said borough and the inhabitants thereof with gas for the purpose above specified and for making all necessary repair and alterations thereto, subject to the restrictions, limitations and conditions hereinafter contained.

51 Sections #3. All pipes shall be laid at a depth of three feet below grade line of street or alley. All new pipes to be laid shall be laid in the alleys between the streets or avenues where such alleys exist. Then lines now existing in the streets are renewed the same shall be moved to alleys where the alleys exist upon which said lines may be laid. When it becomes necessary under this section, and the one preceeding to lay lines in or across streets or avenues, the same shall be done under the direction or supervision of the street committee.

51 Section #4. All the excavations made by said grantees in the use and enjoyment of this franchise shall be made with the least inconvenience to the public, or the inhabitants of said borough and with reasonable dispatch and all damage done to highways, streets, avenues, alleys, lanes or sidewalks by excavations shall be repaired by the said grantees at there own proper cost and without unnecessary delay. It shall be the duty of said grantees, where excavations shall be made, to restore the same to former conditions and should the said grantees fail or neglect to remove obstructions caused or created by them and make proper and workmanlike repairs to said streets

FORD CITY BOROUGH ORDINANCE NO. 3

51 Section #5. It is further provided hereby, that person or corporation using the rights and franchise hereby granted shall be responsible for all injury or damage to persons or property occasioned by negligence and want of proper care in opening, guarding, closing, repairing or in any other way obstructing said highways, streets, avenues, alleys or lanes for the purpose aforesaid.

52 Section #6. The pipes and mains to be laid by the said grantees for the purpose aforesaid shall not interfere with any sewer pipes or water mains which may be laid or maintained by said borough during the continuance of this franchise.

53 Section #7. All gas pipes and mains shall be constructed, laid and maintained in a thorough and workmanlike manner and under such reasonable regulations as the borough may prescribe; it being understood that said grantees in laying said pipes and mains and making connection therewith shall provide modern and improved devices against accident from escaping gas.

54 Section #8. The said grantees in accepting this franchise shall be bound to indemnify the said borough against any and all claims or demands and against the payment of damages by said borough by reason of any act of negligence or commission by said grantees growing out of the work or operations of said grantees in the enjoyment of this franchise.

55 Section #9. Before entering upon, excavating and laying pipes on the streets or alleys said grantees shall execute a penal bond in a reasonable sum to be fixed by the Borough Council, that said grantee will restore such streets or alleys so entered upon to the proper condition as provided for in this ordinance.

56 Section #10. Immediately upon the granting of this ordinance the said grantees shall begin the laying of such pipes as will be necessary to supply the residents of said borough gas for fuel and light. It is further expressly stipulated as part of the consideration for granting this ordinance, that whenever one or more citizens shall make written application for gas connections to said grantees supply lines, the said connections shall be made at once if the applicant or applicants shall enter into a contract or contracts for the use of said gas at a price which will represent an annual income of eight percent of the cost of such extension.

Section #11. This ordinance shall take effect from and after its passage.

Section #12. Said company shall furnish our new borough building, gas free of charge for two fires and three lights, and failure to furnish said gas for three months shall subject the said gas company to a penalty of one hundred dollars (\$100.00).