

12.200

**ELECTRIC FRANCHISE ORDINANCE  
TOWNSHIP OF TYRONE, MICHIGAN  
ord. no. 27 eff. June 12, 1987**

An Ordinance, granting to Consumers Power Company, its successors and assigns, the right, power and authority to construct, maintain and commercially use electric lines consisting of towers, masts, poles, crossarms, guys, braces, feeders, transmission and distribution wires, transformers and other electrical appliances on, under, along and across the highways, streets, alleys, bridges and other public places, and to do a local electric business in the Township of Tyrone, Livingston County, Michigan for a period of thirty years.

**THE TOWNSHIP OF TYRONE ORDAINS:**

**12.201 Sec. 1. GRANT OF FRANCHISE.**

The Township of Tyrone, Livingston County, Michigan, hereby grants the right, power and authority to the Consumers Power Company, a Michigan corporation, its successors and assigns, hereinafter called the "Grantee", to construct, maintain and commercially use electric lines consisting of towers, masts, poles, crossarms, guys, braces, feeders, transmission and distribution wires, transformers and other electrical appliances, for the purpose of transmitting, transforming and distributing electricity on, under, along and across the highways, streets, alleys, bridges, and other public places, and to do a local electric business in the Township of Tyrone, Livingston County, Michigan.

(ord. no. 27 eff. June 12, 1987)

**12.202 Sec. 2. GRANTEE RESPONSIBILITY.**

In consideration of the rights, power and authority hereby granted, said Grantee shall faithfully perform all things required by the terms hereof.

(ord. no. 27 eff. June 12, 1987)

**12.203 Sec. 3. CONDITIONS OF WORK.**

All of Grantee's towers, masts and poles shall be neat and sightly, and so placed on either side of the highways, streets, alleys and

bridges as not to unnecessarily interfere with the use thereof for highway, street and alley purposes. All of Grantee's wires carrying electricity shall be securely fastened so as not to endanger or injure persons or property in said highways, streets and alleys. All work performed by said Grantee in said highways, streets and alleys shall be done so as not to interfere with the use thereof, and when completed, the same shall be left in as good condition as when work was commenced. The Grantee shall have the right to trim trees if necessary in the conducting of such business, subject, however, to the supervision of the highway authorities.

(ord. no. 27 eff. June 12, 1987)

**12.204 Sec. 4. INDEMNIFICATION.**

Said Grantee shall at all times keep and save the Township free and harmless from all loss, costs and expense to which it may be subject by reason of the negligent construction and maintenance of the structures hereby authorized. In case any action is commenced against the Township on account of the permission herein granted, said Grantee shall, upon notice, defend the Township and save it free and harmless from all loss, cost and damage arising out of such negligent construction and maintenance.

(ord. no. 27 eff. June 12, 1987)

**12.205 Sec. 5. RATES: RULES REGULATING SERVICE.**

Said Grantee shall be entitled to charge the inhabitants of said Township for electric energy furnished therein, the rates as approved by the Michigan Public Service Commission, to which Commission or its successors authority and jurisdiction to fix and regulate electric rates and rules regulating such service in said Township, are hereby granted for the term of this franchise. Such rates and rules shall be subject to review and change at any time upon petition therefor being made by either said Township, acting by its Township Board, or by said Grantee.

(ord. no. 27 eff. June 12, 1987)

**12.206 Sec. 6. RIGHTS NOT EXCLUSIVE.**

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

(ord. no. 27 eff. June 12, 1987)

**12.207 Sec. 7. REVOCATION.**

The franchise granted by this ordinance is subject to revocation upon sixty (60) days written notice by the party desiring such revocation. (ord. no. 27 eff. June 12, 1987)

**12.208 Sec. 8. APPLICABLE RULES AND REGULATIONS.**

Said Grantee shall, as to all other conditions and elements of service not herein fixed, be and remain subject to the reasonable rules and regulations of the Michigan Public Service Commission or its successors, applicable to electric service in said Township. (ord. no. 27 eff. June 12, 1987)

**12.209 Sec. 9. EFFECTIVE DATE, PERIOD OF FRANCHISE.**

This ordinance shall take effect upon the day after the date of publication thereof, provided, it shall cease and be of no effect after thirty days from its adoption unless within said period the Grantee shall accept the same in writing filed with the Township Clerk. Upon acceptance and publication hereof, this ordinance shall constitute a contract between said Township and said Grantee for a period of thirty years from the date of such acceptance. (ord. no. 27 eff. June 12, 1987)

Adopted: June 2, 1987  
Published: June 11, 1987

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