

ORDINANCE NUMBER 45

AN ORDINANCE REGULATING THE PRICE TO BE CHARGED BY THE OHIO POWER COMPANY, ITS SUCCESSORS AND ASSIGNS, FOR LIGHTING THE STREETS, HIGHWAYS AND PUBLIC PLACES OF THE VILLAGE OF OTTOVILLE, OHIO.

BE IT ORDAINED BY THE VILLAGE COUNCIL OF THE VILLAGE OF OTTOVILLE, OHIO, AND IT IS HEREBY ORDAINED BY AUTHORITY OF SAME.

Section 1: That from the first day of October 1929 and continuing for a period thereafter of ten years from the passage of this ordinance, the following prices will be charged for lighting the streets, highways and public places of the Village of Ottoville, Ohio:

1 - 100 C. P. All night \$27.50 per annum.

1. The Company to provide and maintain a street lighting circuit or circuits consisting of approximately the following number candle power and type of lamp, viz:-

100 C. P. All night \$27.50 per lamp per annum.

together with electrical energy through a general system of overhead distribution sufficient to operate said 100 C. P. lamps continuously from one-half hour after sunset until one-half hour before sunrise, every night and all night, during the term of years above set forth. Said lamps shall be so maintained and operated that they will give the maximum amount of illumination obtainable under commercial conditions.

2. Additional lamps of the respective candle power and types above mentioned may be added from time to time on written notice from the proper Village authority and payment of the service of additional lamps shall be at the same rate provided in this ordinance, commencing on the day on which the lamps are put in service: provided, however, that one additional lamp of not less than 100 C. P. shall be installed for each extension of 400 feet from the street lighting main of the Company.

Whenever additional lamps are so ordered, the minimum number of lamps to be furnished throughout the remainder of the period above specified, shall be increased accordingly. Temporary lamps if ordered shall be furnished under special contract.

Company shall not be required to furnish additional lamps during the last two years of the term of this Ordinance unless the Village shall reimburse the Company for all expense incurred in the running of additional lines for such lamps, the cost of such lamps and the cost of the installations. Provided, however, that if this ordinance be renewed or extended for another ten year period after the expiration of this ordinance, then The Ohio Power Company, its successors and assigns, shall reimburse the Village for the full amount paid to it by the Village during the last two years of this ordinance for such additional lines, lamps and installations of same.

3. Company shall keep each and every lamp contracted for in operation during the time provided and the Village may make deduction for failure to operate any one or more of said lamps in the following manner.

For all outages which shall be reported daily in writing to the Company by the proper officers of the Village, the Village Council may deduct from the total monthly amount which would have been paid for any lamp had no outage occurred a sum bearing the ratio to such total as the outage bears to the total time the lamp should have been lighted in any month; provided, however, that should the lighting of any lamp or lamps be stopped by unavoidable accident the Company shall be allowed twenty-four (24) hours after the occurrence of such accident in which to again light such lamp or lamps without being liable to deduction as above provided.

4. It is further understood that lamps shall be removed by the Company to such new locations as the Village Council may, by writing, direct, subject however, to the following conditions:

Such moving of lamps shall be completed within (10) days after the receipt by the Company of written notice from the Mayor, (Sunday, legal holiday and stormy days not to be counted) provided that the number of such removals shall not exceed one per day and provided, further, that such removals shall not be required on Sundays, legal holidays, and stormy days. Notice that the work of such removals of lamps has been completed shall be given to the Mayor by the Company within ten (10) days after the completion of the work.

The actual cost to the Company of making such relocations shall be paid by the Village to the Company within thirty (30) days after such notice has been given.

5. The Company shall, at its own cost, furnish all lamp renewals for the above lamps during the term of this ordinance.

Section 2:- Payment of service.

1. The Ohio Power Company shall receive payment for service rendered in accordance with the terms specified in Section 1 of this ordinance, payment to be made in equal monthly installments, each installment to be due and payable on or before the tenth day of each month succeeding that in which the service is rendered.

This Ordinance shall take effect and be in force from and after thirty days after its final passage, due publication according to law and acceptance by The Ohio Power Co.

(Signed) J. C. Wannamacher  
Mayor of the Village

Passed:

September 2nd., 1929

ATTEST:

(Signed) R. E. Fortener.  
Clerk of the village