

13.0300

**CONSUMERS POWER ELECTRIC COMPANY
FRANCHISE ORDINANCE
TOWNSHIP OF GRAND HAVEN, MICHIGAN
ord. no. 236 eff. March 1, 1996**

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, waterways, and other public places and to do a local electric business in the Charter Township of Grand Haven, Ottawa County, Michigan, for a period of thirty (30) years.

THE TOWNSHIP OF GRAND HAVEN, OTTAWA COUNTY, MICHIGAN
ORDAINS:

13.0301

Sec. 1 GRANT; TERM

The Charter Township of Grand Haven, Ottawa 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 (herein "facilities"), for the purpose of transmitting, transforming and distributing electricity on, under, along and across the highways, streets, alleys, bridges, waterways and other public places, and to do a local electric business in the Charter Township of Grand Haven, Ottawa County, Michigan, for a period of thirty (30) years, provided that after June 1, 2001, no such facilities shall be installed, located, constructed or maintained in a manner which, based on zoning, planning, site planning currently in effect, or in accordance with the Township's master plan, does and will result in substantial detriments to and incompatibility with, the use and development of any lands adjacent to the said lines, as determined by Township Board resolution after notice to the Grantee of the Township Board's intent to consider the effect of said activity on Township welfare and the said land use objectives by Grantee.

The ordinance further provides that it does not revoke any franchise rights but only conditions the consent by the Township to the use of highways, streets, alleys, bridges and public places.

(ord. no. 236 eff. Jan. 19, 1999; amend. by ord. no. 347 eff. July 13, 2001)

13.0302

Sec. 2 CONSIDERATION

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

Said Grantee shall, as to all other condition and elements of service not herein fixed, by and remain subject to reasonable rules and regulations of the Michigan Public Service Commissions or its successor, applicable to electric service in said Charter Township.

13.0309 Sec. 9 EFFECTIVE DATE

This Ordinance shall take effect upon the day after the date of publication thereof, provided however, it shall cease and be of not effect after thirty (30) days from its adoption unless within said period the Grantee shall accept the same in writing field with the Township Clerk. Upon acceptance and publication hereof, this ordinance shall constitute between said Charter Township and said Grantee.
(ord. no. 236 eff. March 1, 1996)