

## ORDINANCE NO. 1681

AN ORDINANCE AMENDING AND CHANGING A FRANCHISE ORDINANCE ENACTED BY THE CITY OF MESQUITE, DALLAS COUNTY, TEXAS, ON JUNE 19, 1967, AND BEING PARTLY STYLED, "AN ORDINANCE GRANTING TO LONE STAR GAS COMPANY, A CORPORATION, ITS SUCCESSORS AND ASSIGNS, A FRANCHISE TO FURNISH AND SUPPLY GAS TO THE GENERAL PUBLIC IN THE CITY OF MESQUITE, DALLAS COUNTY, TEXAS"; AND PROVIDING FOR A DEFINITION OF THE TERMS "SERVICE LINES" AND "YARD LINES".

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS:

SECTION 1. As of the effective date of this amendatory ordinance, and upon acceptance by Lone Star Gas Company of the provisions hereof, the aforesaid captioned franchise ordinance enacted on June 19, 1967, shall be supplemented and amended by the addition of the following provision.

"SECTION 5A. In addition to the rates charged for gas supplied, Company may make and enforce reasonable charges, rules and regulations for service rendered in the conduct of its business, and may require, before furnishing service; the execution of a contract therefor. Company shall have the right to contract with each customer with reference to the installation of any and all of the gas piping from the connection thereof with the Company's main in the streets or alleys to and throughout the consumer's premises. Company shall own, operate and maintain all service lines, which are defined as the supply lines extending from the Company's main to the customer's meter where gas is measured by Company. The consumer shall own, operate, and maintain all yard lines and house piping. Yard lines are defined as the underground supply lines extending from the point of connection with Company's customer meter to the point of connection with consumer's house piping. No charge shall be made for any installation or maintenance of any facility authorized hereunder."

SECTION 2. Enactment of this amendatory ordinance shall in no way ever be construed so as to diminish or impair any consumer's ownership interest in service lines (or portions thereof) installed prior to the effective date of this amendatory ordinance.

SECTION 3. The terms and provisions of this amendatory ordinance shall be deemed to be severable, and if the validity of any section, sentence, clause or phrase of this amendatory ordinance should be declared to be invalid, the same shall not affect the validity of any other section, sentence, clause or phrase of this amendatory ordinance.

SECTION 4. Except as heretofore and hereinabove changed and amended, the terms, provisions, conditions and requirements to the aforesaid franchise ordinance shall remain in full force and effect.

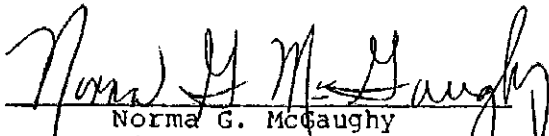
SECTION 5. This amendatory ordinance shall become effective as of April 6, 1981, if the Company file its written acceptance of the provisions of this ordinance within sixty (60) days after its final passage and approval by this City and upon acceptance, the provisions hereof shall be binding upon City and Company, their successors and assigns.

PASSED AND APPROVED ON THIS 3rd DAY OF March, 1981.

FINALLY PASSED AND APPROVED on second reading on this the 6th day of April, A.D. 1981.

  
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B.J. Smith  
Mayor

ATTEST:

  
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Norma G. McCaughey  
City Secretary