

CHAPTER 110

NATURAL GAS FRANCHISE

110.01 Franchise Granted

110.02 Nonexclusive Franchise

110.01 FRANCHISE GRANTED. Midwest Gas, a corporation (hereinafter called the “Company”), its successors and assigns are hereby granted and vested with the right, franchise and privilege for a period of twenty-five (25) years[†] from and after the adoption and approval of the ordinance codified by this chapter, as provided by law, to acquire, construct, operate and maintain in the City the necessary facilities for the production, distribution, transmission and sale of gas for public and private use and to construct and maintain along, upon, across, and under the streets, highways, avenues, alleys, bridges and public places the necessary fixtures and equipment for such purposes.

110.02 NONEXCLUSIVE FRANCHISE. The franchise shall not be exclusive and shall not restrict in any manner the right of the Council or any other governing body of the City in the exercise of any regulatory power which it may now have or hereafter be authorized or permitted by the laws of the State.

[†] **EDITOR’S NOTE:** Ordinance No. 89-107, adopting a natural gas franchise for the City, was passed and adopted on June 26, 1989.