

ORDINANCE NO. 204

AN ORDINANCE, granting the Duquesne Light Company, a corporation organized and existing under the laws of the Commonwealth of Pennsylvania, its successors and assigns, the right and privilege of constructing, erecting, maintaining, repairing, replacing, using and operating poles, wires, cables, conduits, ducts, cross-arms, manholes and all devices and appurtenances thereto belonging, whether overhead or underground, along, on, upon, over, under and through the streets, roads, highways, lanes and alleys, within the present or future limits of the Borough of Monroeville, in the County of Allegheny, Commonwealth of Pennsylvania, for the purpose of conducting electricity in and through the said Borough and for the purpose of furnishing light, heat and power, or any of them, by means of electricity, to individuals, firms, partnerships and corporations in the said Borough.

BE IT ORDAINED AND ENACTED by the Burgess and the Council of the Borough of Monroeville, County of Allegheny, Commonwealth of Pennsylvania, and it is hereby ordained and enacted by the authority of the same:

SECTION 1. That consent be and the same is hereby granted to the Duquesne Light Company, its successors and assigns, hereinafter referred to as "Company", to enter upon and to construct, erect, maintain, repair, replace, use and operate poles, wires, cables, conduits, ducts, cross-arms, manholes, and all devices and appurtenances thereto belonging, hereinafter referred to as "Facilities", whether underground or overhead, along, on, upon, over, under and through the streets, roads, highways, lanes and alleys of the present or future limits of the Borough of Monroeville, hereinafter sometimes referred to as "Borough", from time to time, for the purpose of conducting electricity in and through the said Borough, and for the purpose of furnishing light, heat and power, or any of them, by means of electricity, to individuals, firms, partnerships and corporations to permit other companies that possess authority to operate within the said Borough, to use its Facilities, located in such streets, roads, highways, lanes and alleys upon such arrangements as the Company and such other companies may agree.

SECTION 2. In constructing and erecting the said Facilities along, on, upon, over, under and through said streets, roads, highways, lanes and alleys, within said Borough, only such portion of said streets, roads, highways, lanes and alleys shall be occupied as will not interfere with the necessary, customary and ordinary use of the designated and approved by a committee appointed by the Borough Council of said Borough.

SECTION 3. The said Company shall at all times indemnify and save harmless the Borough of Monroeville of and from all claims and demands, and from any suits or damage to persons or property that might arise from the construction, maintenance or operation of the Facilities of said Company.

→ same. All poles shall be located at such point or points as shall be

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SECTION 4. In case any claim for damages shall be made against the Borough for which the Company may be liable, the Borough shall promptly notify the said Company of such claim or claims, and in case any suit for damages shall be brought against the Borough for which the Company may be liable, the Borough shall notify the Company of said suit within ten (10) days from the service of summons thereof upon the Borough, and the Company shall defend such claim or suit.

SECTION 5. The Company shall within ninety (90) days after the approval of this ordinance by the Burgess of the Borough, file with the Borough Secretary its written acceptance of the conditions herein named, and this Ordinance shall not go into force and effect until said written acceptance is received by the Borough Secretary within said period of ninety (90) days.

SECTION 6. The Company shall pay the expense of posting and publishing this Ordinance and shall also submit the Ordinance to the Pennsylvania Public Utility Commission for approval, and shall prepare all papers and bear all expense in connection therewith.

SECTION 7. All ordinances or parts of ordinances conflicting with the provision of this Ordinance be and the same are hereby repealed, insofar as the same affect this Ordinance.

ORDAINED AND ENACTED INTO AN ORDINANCE THIS 19 day of May, 1960.

S/Thomas Harter
President of Council of the
Borough of Monroeville

ATTEST:

S/Arthur H. Curtis,
Borough Secretary

Examined and approved by me this
19 day of May, 1960.

S/Anthony J. Martin,
Burgess of the Borough
of Monroeville