

Town of Perdido Beach
ORDINANCE # 2009-10

**AN ORDINANCE GRANTING A NON-EXCLUSIVE FRANCHISE TO THE
UTILITIES BOARD OF THE CITY OF FOLEY, ALABAMA**

WHEREAS, the Utilities Board of the City of Foley d/b/a Riviera Utilities (“Board”) has previously been providing electric utility services in and around the area that has recently been incorporated as the Town of Perdido Beach, Alabama (“Town”); and

WHEREAS, the Board is grandfathered and does not require a franchise to continue to operate and serve its existing customers and facilities since these predated the incorporation of the Town; and

WHEREAS, the Board is authorized, pursuant to State law, to continue to serve its existing customers and to expand its service to certain areas that are located within its exclusive service territory; and

WHEREAS, notwithstanding the foregoing, but not waiving any rights, the Board desires to have a franchise from the Town, and the Town desires to grant a franchise to the Board on the terms contained herein;

NOW THEREFORE, BE IT ORDAINED by the Mayor and Town Council of the Town of Perdido Beach, Alabama as follows:

Section 1. That it is in the best interest of the Town to grant a non-exclusive franchise to the Board for electricity transmission and distribution on the terms of the Franchise Agreement which is attached hereto and incorporated as Exhibit “A”.

Section 2. That this ordinance shall become effective immediately upon its publication as required by law.

Adopted and approved this 19th day of November 2009 ATTEST:

Patsy W. Parker, Mayor

Lynn Thompson, Town Clerk

Town of Perdido Beach, Certificate of Publication. This is to certify that Ordinance 2009-10, of the Town of Perdido Beach, Alabama, was published by posting on at least three (3) Bulletin Boards in the Town, from November 20, 2009 to November 25, 2009.
(1.) Town Hall/Perdido Beach Volunteer Fire Dept. (2.) St. Andrews by the Sea Church
(3.) Perdido Beach Baptist Church

