

*Town of Magnolia Springs*

**ORDINANCE NO. 2007-12**

An Ordinance Granting a Non-Exclusive Franchise to the Utilities Board of the  
City of Foley, Alabama

**BE IT ORDAINED BY THE TOWN COUNCIL OF MAGNOLIA SPRINGS, ALABAMA  
AS FOLLOWS:**

**WHEREAS**, the Utilities Board of the City of Foley d/b/a/ Riviera Utilities (“Board”) has previously been providing various utility services in and around the area that has just recently been incorporated as the Town of Magnolia Springs, 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 pre-dated the incorporation of the Town; and

**WHEREAS**, 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 Magnolia Springs, 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 utility transmission and distribution on the terms of the Franchise Agreement which is attached hereto and incorporated as Exhibit “A” upon receipt of a one-time fee from the Board of \$750.00.

**Section 2.** That this ordinance shall become effective immediately upon it’s publication as required by law.

**Adopted and approved this the 14<sup>th</sup> day of August, 2007**

**ATTEST:**

  
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Karen S. Biel – Town Clerk

  
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Charles S. Houser - Mayor