

BYLAW NO.783

Being a Bylaw to authorize the County of Two Hills, No. 21 to extend its natural gas distribution system within a portion of the territorial limits of the Municipal District of No.

WHEREAS the County of Two Hills No. 21

(hereinafter referred to as "the County") intends to construct a natural gas distribution system for the purpose of serving rural residents in the area adjacent to the corporate limits of the Municipal District of County of St. Paul, No. 19 hereinafter referred to as "the Municipal District");

AND WHEREAS the Municipal District desires that the County's natural gas distribution system be extended to serve the residents of the Municipal District within a particular area;

AND WHEREAS the County has agreed to extend its natural gas distribution system to serve the residents of the Municipal District within the said particular area;

NOW THEREFORE the Municipal Council of the Municipal District of County of St. Paul, No. 19, duly assembled, enacts as follows:

1. The County is hereby empowered and authorized to extend its natural gas distribution system to include that area (hereinafter referred to as "the additional service area") within the territorial limits of the Municipal District which is outlined in red on the map attached as schedule "A" to this Bylaw.

2. The County shall supply natural gas to residents of the additional service area upon the same terms and conditions which the County supplies natural gas to other customers of its natural gas distribution system.

3. For the purposes of supplying the residents of the additional service area with natural gas, the County is further authorized and empowered to use, break up, dig, trench and excavate in, upon, through, over or under any highway, public street, lane, road, passage or park within the additional service area and to do such work as may be necessary to build, operate, and maintain such pipelines; equipment and appurtenances thereto as may be required in the operation and maintenance of the County's natural gas distribution system.

4. Prior to construction, the County shall submit plans to the Municipal District showing the location, depth and size of all pipeline -to be installed within the additional service area.

5. Except in the case of emergency, the County shall give notice to the Secretary of the Municipal District of its intention to undertake any construction related to the natural gas distribution system, **in**, upon, through, over or under any highway, public street, lane, road, passage or park in the additional service area not less than two (2) days before the commencement of such work.

6. The County will cause as little damage as possible in the execution of the powers hereby granted and will cause as little obstruction as possible during the progress of any work and shall restore all areas disturbed in the course of its construction to a state of repair as nearly as possible equal to the former state.

7. The County shall protect and indemnify the Municipal District and save it harmless against any damages or expenses resulting from work done pursuant to this Bylaw and shall save the Municipal District harmless from all suits, claims, demands and actions by third parties arising from damage sustained by reason of the operation of the natural gas system by the County.

3

8. Prior to the commencing of any construction the County shall obtain all approvals as may be necessary from the Provincial Government or any agency thereof for any work which is intended to be done.

9. The Municipal District does not intend by this Bylaw to grant a special franchise within the meaning of section 270 of the Municipal Government Act being chapter 246 of the Revised Statutes of Alberta, 1970 and amendments thereto.

READ a first time this 14 day of April, A. D. 1976

READ a second time this 14 day of April A. D. 1976

READ a third time and finally passed this 14 day of April, A. D. 1976

REEVE

MUNICIPAL SECRETARY

*NOTE: Refer to original for signatures*