

PART V PUBLIC AND PRIVATE UTILITIES

Chapter 51 GAS

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51.01 Grant Milwaukee Gas Light Company authority to distribute natural gas

A. The village of Lake Delton does hereby grant to Milwaukee Gas Light Company, a corporation organized and existing under the state of Wisconsin laws, its successors and assigns, upon the conditions hereinafter set forth, the exclusive right, authority and permission to construct, maintain, operate, enlarge and repair in the village of Lake Delton a system for the furnishing and distributing natural gas and natural gaseous fuels, and to use the streets, alleys, lanes, boulevards, parks, public ways, public grounds and bridges in said village of Lake Delton, for constructing, maintaining, operating, enlarging and repairing its transmission and distribution pipe lines with all the necessary, usual or convenient manholes, valves, passageways and appurtenances for the purpose of supplying and selling natural gases and natural gaseous fuels to said village of Lake Delton and its residents and to any building, structure, factory, processing plant, industry or public or private house or any gas user therein.

B. Provided, however, this franchise is granted subject to such reasonable rules and regulations as the village board of said village of Lake Delton may by ordinances from time to time prescribe, and it is further subject to all general provisions of statutory laws in force and applicable thereto and to the general orders, rules and regulations of the Wisconsin Public Service Commission and to such reasonable rules and regulations restricting the use of said streets, highways, public ways, alleys and bridges, and to construction, maintenance and operation of such natural gas transmitting system as the public bodies of the state of Wisconsin having authority under the law may from time to time enact.

C. This franchise shall be void if facilities are not constructed and gas is not ready for distribution in the village within three years from the adoption of this ordinance.

51.02 Grant Wisconsin Power and Light Company franchise, license and permit to distribute natural gas

A. There is hereby granted Wisconsin Power and Light Company, a public utility corporation duly organized and existing under and by virtue of the state of Wisconsin laws, with its principal office at Madison, Wis., a franchise, license and permit to supply, in public service, gas to the village of Lake Delton, and to its inhabitants.

B. The gas will primarily be natural gas as received from the pipeline company, but may from time to time contain varying proportions of manufactured gas. The characteristics of the gas received from the pipeline company may vary or be changed from time to time within the limits permitted under regulation of the Federal Power Commission, and the characteristics of the gas delivered to the customer may vary or be changed from time to time within the limits permitted under regulation of the Wisconsin Public Service Commission.

C. There is hereby granted to Wisconsin Power and Light Company for the purpose of enabling the company to furnish gas service to the village of Lake Delton and to its inhabitants, the right and authority to place, lay, maintain and repair gas mains and gas laterals, and other necessary and proper appurtenance, in the village of Lake Delton's streets, alleys and public ways and grounds.

D. A condition of the franchise, license and permit is that the Wisconsin Power and Light Company shall not damage highway improvements without restoring the damaged portions to a condition of repair equal to that existing prior to such damage.

E. This section shall confer no right, privilege or authority upon Wisconsin Power and Light Company, its successors or assigns, unless such Company installs such gas service in the Village of Lake Delton within a period of three (3) years in accordance with the rules filed with the Public Service Commission of Wisconsin.

51.03 Transportation and delivery of Class I and II liquid petroleum products regulated

A. Delivering. No person, firm or corporation owning, possessing or operating any motor truck, trailer, semi-trailer, tank car or other vehicle used to transport Class I or II liquid petroleum products, having a carrying or storage capacity in excess of 1,500 gallons, shall deliver any Class I or II liquid petroleum products, as defined in Wisconsin State Flammable Liquids Code, to any premises in the village of Lake Delton, except to an authorized bulk plant located and situated in the village of Lake Delton and permitted under the **Village of Lake Delton ordinances to operate as a bulk plant in that location (does it have those ordinances?)**, and except to railroad premises in the usual course of business under all regulations applicable thereto.

B. Transferring. No person, firm or corporation shall transfer any Class I or II liquid petroleum products as defined in Wisconsin State Flammable Liquids Code from any truck, trailer, semi-trailer, tank truck or other vehicle used to transport such products to any other vehicle used to transport such products if either of said vehicles has a carrying or a storage capacity in excess of 1,500 gallons within the village limits of the village of Lake Delton.

C. Delivering, unloading or parking vehicles not to exceed 1,500 gallons of carrying or storage capacity. No person, firm or corporation shall park or permit the parking of any motor truck, trailer, semi-trailer, tank truck or other vehicle having a carrying or storage capacity of not to exceed 1,500 gallons and used to transport Class I or II liquid petroleum products, as defined in the Wisconsin State Flammable Liquids Code, whether loaded or empty, on any village of Lake Delton public street, highway or alley, except to make necessary repairs thereto or comply with traffic regulations; nor shall they for any purpose deliver or unload any Class I or II liquid petroleum products as defined in the Wisconsin State Flammable Liquids Code, to any premises in the village of Lake Delton, except:

1. To an authorized bulk plant situated in a location so classified by the zoning and other village of Lake Delton ordinances as to permit the operation of a bulk plant at that location.
2. To railroad premises in the usual course of business and under all regulations applicable thereto.

D. No transferring from unauthorized vehicle. No person, firm or corporation shall transfer Class I or II liquid petroleum products, as defined in the Wisconsin State Flammable Liquids Code, from any motor truck, trailer, semi-trailer, tank truck or other vehicle used for transportation of such products with any equipment, or in any manner, not authorized by applicable state and federal laws, and village of Lake Delton ordinances.

51.04 Penalties

Any person, firm or corporation violating any of the provisions of section 52.10 shall be punished by a fine of not less than \$10.00 nor more than \$100.00 together with prosecution costs, and upon failure to pay such fine and costs shall be committed to the Sauk County Jail for not to exceed a period of thirty (30) days, and each day of such violation shall constitute a separate offense.