

# AN ORDINANCE

No. 455

Authorizing the Southern Bell Telephone and Telegraph Company to use the public streets of the City of Roanoke, Alabama, for the purpose of erecting, constructing, maintaining and operating long distance lines of telephone and telegraph thereon and thereunder.

SECTION 1. Be it ordained by the Mayor and Council of the City of Roanoke, Alabama, that permission be and the same is hereby granted to the Southern Bell Telephone and Telegraph Company, its successors and assigns, to construct, maintain and operate lines of telephone and telegraph, including the necessary poles, conduits, cables, fixtures and electrical conductors upon, along, under and over the public roads, streets and highways of the City of Roanoke, Alabama, as its long distance business may from time to time require, provided that all poles shall be neat and symmetrical.

SECTION 2. The work of erecting poles and constructing underground conduits under this ordinance shall be done subject to the supervision of the City, and the Company shall replace or properly relay and repair any sidewalk or street that may be displaced by reason of such work, and upon failure of the Company so to do, after twenty days' notice in writing shall have been given by the Mayor of the City to the Company, the City may repair such portion of the sidewalk or street that may have been disturbed by the Company, and collect the cost so incurred from the Company.

SECTION 3. In consideration of the rights and privileges herein granted, the Company, when requested by the City, will designate and provide without cost to the City (X) on each pole owned and used by the Company hereunder and during its ownership and use thereof, either (a) space for a fixture for, or (b) space for a crossarm for, wires of the police and fire alarm signalling system of the City, ~~with (3) in each underground conduit owned and used by the Company hereunder and during its ownership and use thereof, the cable for the police and fire alarm signalling system of the City.~~ provided, however, that no use shall be made by the City of said space on such poles ~~or fixtures~~ which will result in interfering with or impairing the operation or use of the Company's property or service, or which will endanger, damage or injure the person or property of the public or employees of the Company or City.

SECTION 4. The Company shall indemnify the City against, and assume all liabilities for, damages which may arise or accrue to the City for any injury to persons or property from the doing of any work herein authorized, or the neglect of the Company or any of its employees to comply with any ordinance regulating the use of the streets of the City, and the acceptance by the Company of this ordinance shall be an agreement by it to pay to the City any sum of money for which the City may become liable from or by reason of such injury.

SECTION 5. The Company shall file with the City Clerk of the City its acceptance of this ordinance within sixty days from the date when it shall take effect.

SECTION 6. Nothing in this ordinance shall be construed as a surrender by the City of its right or power to pass ordinances regulating the use of its streets.

SECTION 7. This ordinance shall be in force from and after the date of its passage and publication as required by law.

Introduced and read at meeting of City Council of said City held on the 28th day of April, 19 58.

Read and finally passed at regular meeting of City Council of said City held on the 28th day of April, 19 58.

I, Olin E. Sheppard, City Clerk, hereby certify that the above is a true and correct copy of an ordinance duly and finally passed by the affirmative vote of a majority of the members of the City Council of the City of Roanoke, Alabama, at a regular meeting held on the 28th day of April, 19 58.

I further certify that said ordinance was duly recorded in Ordinance Book \_\_\_\_\_, page \_\_\_\_\_, on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_\_, and was published as required by law, by being published on the 1st & 8th day of May, 1958, in The Roanoke Leader, a newspaper having a general circulation in said City;

[or] by being posted on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_\_, at the following public places in said City:

1. Post Office (or) Mayor's Office
2. \_\_\_\_\_
3. \_\_\_\_\_

Olin E. Sheppard City Clerk  
APPROVED,

[CITY SEAL]

\_\_\_\_\_  
T. J. Gilliland Mayor

AN ORDINANCE

No. 155

Authorizing the Southern Bell Telephone and Telegraph Company to use the public streets of the City of Rosnoke, Alabama, for the purpose of erecting, constructing, maintaining and operating lines of telephone and telegraph thereon and thereunder.

Section 1. Be it ordained by the Mayor and Council of the City of Rosnoke, Alabama, that permission be and the same is hereby granted to the Southern Bell Telephone and Telegraph Company, its successors and assigns, to construct, maintain and operate lines of telephone and telegraph, including the necessary poles, conductors, cables, fixtures and electrical conductors upon, along, under and over the public roads, streets and highways of the City of Rosnoke, Alabama, as its business may from time to time require, provided that all poles shall be neat and symmetrical.

Section 2. The work of erecting poles and constructing underground conduits under this ordinance shall be done subject to the supervision of the City, and the Company shall replace or properly relay and repair any sidewalk or street that may be displaced by reason of such work, and upon failure of the Company so to do, after twenty days' notice in writing shall have been given by the Mayor of the City to the Company, the City may repair such portion of the sidewalk or street that may have been disturbed by the Company, and collect the cost so incurred from the Company.

Section 3. In consideration of the rights and privileges herein granted, the Company, when requested by the City, will designate and provide without cost to the City (X) on each pole owned and used by the Company hereunder and during its ownership and use thereof, either (a) space for a fixture for a cross-arm for wires of the police and fire alarm signalling system of the City, or (b) space for a cross-arm for... provided, however, that no use shall be made by the City of said space on such poles which will result in interfering with or impairing the operation or use of the Company's property or service, or which will endanger, damage or injure the person or property of the public or employees of the Company or City.

Section 4. The Company shall indemnify the City against and assume all liabilities for damages which may arise or accrue to the City for any injury to persons or property from the doing of any work herein authorized, or the neglect of the Company or any of its employees to comply with any ordinance regulating the use of the streets of the City, and the acceptance by the Company of this ordinance shall be an agreement by it to pay to the City any sum of money for which the City may become liable from or by reason of such injury.

Section 5. The Company shall file with the City Clerk of the City its acceptance of this ordinance within sixty days from the date when it shall take effect.

Section 6. Nothing in this ordinance shall be construed as a surrender by the City of its right or power to pass ordinances regulating the use of its streets.

Section 7. This ordinance shall be in force from and after the date of its passage and publication as required by law.

Introduced and read at meeting of City Council of said City held on the 28th day of April, 1958.

Read and finally passed at regular meeting of City Council of said City held on the 28th day of April, 1958.

I, Olin E. Sheppard, City Clerk, hereby certify that the above is a true and correct copy of an ordinance duly and finally passed by the affirmative vote of a majority of the members of the City Council of the City of Rosnoke, Alabama, at a regular meeting held on the 28th day of April, 1958.

I further certify that said ordinance was duly recorded in Ordinance Book \_\_\_\_\_, page \_\_\_\_\_, on the \_\_\_\_\_ day of \_\_\_\_\_, 1958, and was published as required by law, by being published on the 1st day of May, 1958, in The Rosnoke Leader, a newspaper having a general circulation in said City.

by being posted on the \_\_\_\_\_ day of \_\_\_\_\_, 1958, at the following public places in said City:

1. Post Office (or) Mayor's Office
- 2.
- 3.

Olin E. Sheppard City Clerk  
APPROVED

T. J. Gilliland Mayor

[CITY SEAL]