

ORDINANCE NO. 1906

CITY OF LEXINGTON, NEBRASKA

ORDINANCE NO. 1906

AN ORDINANCE TO ASSESS A FRANCHISE FEE FOR UTILITIES; TO REPEAL ALL ORDINANCES OR SECTIONS OF ORDINANCES IN CONFLICT HERewith; TO DECLARE AN EMERGENCY; TO PROVIDE FOR AN EFFECTIVE DATE AND FOR PUBLICATION IN PAMPHLET FORM.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF LEXINGTON, NEBRASKA, AS FOLLOWS:

SECTION 1. The Lexington City Council hereby determines that the City of Lexington, Nebraska incurs expense and liability because of the use of public right-of-ways and easements by various utility systems, and that such costs should be reimbursed to the City of Lexington, Nebraska.

SECTION 2. There is hereby assessed against each public utility making use of public right-of-way or easements within the City of Lexington a franchise fee of Four percent (4.0%) of the gross billing revenues from sales within the jurisdiction of the City of Lexington, Nebraska; PROVIDED that this franchise fee shall not apply to any utility presently paying a franchise fee or occupation tax.

SECTION 3. That each utility subject to the provisions of this Ordinance shall pay to the City Treasurer a monthly payment equal to Four percent (4.0%) of the gross receipts derived by such utility from sales of its service or product to customers within the jurisdiction of the City of Lexington, Nebraska. That such utilities shall also make available to the City Treasurer a monthly report or statement showing the total amount of the gross receipts which are the basis for which such payment was made.

SECTION 4. That all Ordinances or sections of Ordinances in conflict herewith are hereby repealed

SECTION 5. That an emergency exists; that this Ordinance shall be published in pamphlet form and shall take effect July 31, 1990.

PASSED AND APPROVED this 30th day of July, 1990.

CITY OF LEXINGTON, NEBRASKA

By Robert L. Hawks
MAYOR

ATTEST:

Gene E. Maguhn
CITY CLERK

