

CITY OF LOOKOUT MOUNTAIN, GEORGIA

ORDINANCE NO. 42

AN ORDINANCE

To amend Sections 2 and 7 of Ordinance No. 33 of the Ordinances of the City of Lookout Mountain, Georgia.

BE IT ORDAINED by the City Council of the City of Lookout Mountain, Georgia, and it is hereby ordained:

Section 1. Section 2 of Ordinance No. 33 of the Code of Ordinances of the City of Lookout Mountain, Georgia, is hereby amended by deleting present Section 2 and inserting in lieu thereof a new Section 2 to read as follows:

"Section 2. Grantee shall furnish to the City and to its inhabitants and users a supply of water equal in quality, and at rates as may be fixed from time to time by the regulatory body charged with the fixing of rates for the City Water Company of Chattanooga, and in the same or similar manner as it has heretofore operated its water distribution system in the City."

Section 2. Section 7 of Ordinance No. 33 of the Code of Ordinances of the City of Lookout Mountain, Georgia, is hereby amended by deleting present Section 7 and inserting in lieu thereof a new Section 7 to read as follows:

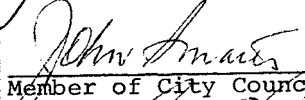
"Section 7. Grantee shall indemnify the City against and assume all liabilities for damage including, without limitation, court costs and attorneys' fees, which may arise or accrue to the City or to any person holding the City legally liable for any injury to persons or property from the performance or growing out of the performance, of any of the provisions of the authority herein granted, or the neglect of Grantee to comply with any ordinance relative to the use of the property of said City,

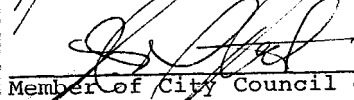
unless any such damage or injury is directly attributable to the negligence of the City, its agents (which in no event shall be deemed to include Grantee), servants or employees, and the operation of the Grantee under this Ordinance shall be an agreement by it to pay to the City any sum of money for which the City may become legally liable from or by reason of such damage or injury, unless such liability is directly attributable to the negligence of the City, its agents (which in no event shall be deemed to include Grantee), servants or employees."

Section 3. This ordinance shall be effective ten (10) days after its adoption and approval by at least three members of the Council of the City after two readings at least one week apart.

Approved on first reading on August 17, 1972.


Member of City Council of Lookout Mountain, Ga.


Member of City Council of Lookout Mountain, Ga.


Member of City Council of Lookout Mountain, Ga.

Member of City Council of Lookout Mountain, Ga.

Member of City Council of Lookout Mountain, Ga.


Mayor of Lookout Mountain, Georgia

Approved and adopted on second reading on ~~September 27~~ ^{October 19}, 1972.


Member of City Council of Lookout Mountain, Ga.

John Amos
Member of City Council of Lookout Mountain, Ga.

[Signature]
Member of City Council of Lookout Mountain, Ga.

Member of City Council of Lookout Mountain, Ga.

Member of City Council of Lookout Mountain, Ga.

Shepherd Dudley
Mayor of Lookout Mountain, Georgia

ATTEST:

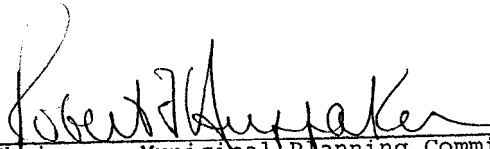
[Signature]
City Clerk of Lookout Mountain, Georgia

(SEAL)

CERTIFICATION OF MUNICIPAL PLANNING COMMISSION

This is to certify that the attached ordinance amending Ordinance No. 25, Chapter 10 of the Code of the City of Lookout Mountain, Georgia is herewith proposed to the City Council of the City of Lookout Mountain, Georgia and is recommended for adoption.

This the 11 day of September, 1972.


Chairman, Municipal Planning Commission
City of Lookout Mountain, Georgia