

TITLE 10
FRANCHISES

Chapter
1. Tooele County Franchises.

CHAPTER 1
TOOELE COUNTY FRANCHISES

Section

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10-1-1. Franchises, granting, terms and conditions.

The County may grant franchises along and over the public roads and highways for all lawful purposes, upon such terms, conditions and restrictions as in the judgment of the County Commission may be necessary and proper, to be exercised in such manner as to present the least possible obstruction and inconvenience to the traveling public, but such permission shall not be for a longer period than 50 years. (Ord. 95-19, 9/12/95; Ord. 92-5, 9/1/92)

10-1-2. Franchises for toll roads.

The County may grant, on such terms, conditions and restrictions as in the judgment of the County Commission may be necessary and proper, licenses and franchises for taking tolls on public roads or highways whenever in the judgment of the County Commission the expense of operating or maintaining such roads or highways as free public highways is too great to justify the County in operating or maintaining them; provided, that it shall always be a condition attached to the granting of such licenses and franchises that such roads and highways shall be kept in reasonable repair by the persons to whom such licenses or franchises may be granted. (Ord. 95-19, 9/12/95; Ord. 92-5, 9/1/92)

10-1-3. Franchises for ferries and bridges.

The County may grant licenses and franchises for constructing and keeping in repair roads, bridges and ferries and for the taking of tolls thereon. All persons operating any toll boat or ferry for the transportation of persons, vehicles or livestock across any stream, river or body of water in the County shall first obtain a franchise for the operation of the same from the County Commission. Whenever such boat or ferry is operated on a stream or body of water forming the boundary line between this County and an adjoining one, a franchise shall be obtained from the County Commission of such counties. (Ord. 95-19, 9/12/95; Ord. 92-5, 9/1/92)

10-1-4. Franchises granted.

The following franchises, identified by type of service, effective date, and duration have been or may be granted by the County subject to the terms, conditions and restrictions specified therein:

(1) Beehive Telephone Company. A franchise to Beehive Telephone Company, its successors or assigns was granted for the purpose of providing telephone services in the specified Southern portions of Tooele County by locating its facilities upon Tooele County's roads, streets and rights-of-way. This franchise was granted by Ordinance 83-1, and is to continue through May 10, 2033.

(2) TCI Cablevision of Utah, Inc. Tooele County grants a nonexclusive franchise to TCI Cablevision of Utah, Inc., its lawful successor, transferee, or assignee, for the purpose of providing cable television services in Tooele County and to construct and operate a system in, along, among, upon, across, above, over, under, or in any manner connected with public ways within the service area, pursuant to the terms of the franchise agreement. The franchise is effective October 1, 1995 and continues through September 30, 2010, unless terminated sooner in accordance with the agreement. (Ord. 95-22, 10/1/95)

(3) Intermountain Satellite Communications. A franchise to Intermountain Satellite Communications, its successors or assigns, was granted for the purpose of providing cable television services in Stansbury Park by locating

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its facilities upon Tooele County's roads, streets and rights-of-way. This franchise was granted by Ordinance 81-6, and is to continue through May 28, 1996.

(4) Mount Wheeler Power, Inc. A franchise to Mount Wheeler Power, Inc., its successors or assigns was granted for the purpose of providing electric services in Western Tooele County by locating power lines and facilities along existing County roads, highways and public places. This franchise was granted in 1976 by Ordinance 70-1 and has no duration stated.

(5) Mountain Fuel Supply Company. A franchise to Mountain Fuel Supply Company, its successors or assigns was granted for the purpose of locating natural gas service lines and appurtenances over County roads, highways, streets and alleys. This franchise was granted by Ordinance No. 76-4 and continues for a term of 50 years.

(6) Raft River Rural Electric Cooperative. A franchise to Raft River Rural Electric Cooperative, its successors and assigns, was granted to provide electric service by locating power lines and appurtenances along County roads and public places in Tooele County. This franchise was granted by Ordinance 76-4 and continues until November 21, 2018.

(7) Silver Beehive Telephone Company. A franchise to Silver Beehive Telephone Company, its successors and assigns, was granted to provide telephone service by locating telephone lines and appurtenances along County roads and streets located in Western Tooele County. This franchise was granted in 1977 by Ordinance 77-1 and continues for a term of 50 years.

(8) Terracor. A franchise to Terracor Corporation, its successors and assigns, was granted for the purpose of providing cable television services in Stansbury Park by locating its facilities upon Tooele County streets, alleys, public highways and places. This franchise was granted by Ordinance 72-6-A and has no duration stated.

(9) Tooele Valley Railway Company. A franchise to Tooele Valley Railway Company, its successors and assigns, was granted for the purpose of locating a railway track along and over the County roads and highways in the Tooele precinct and Lakeview precinct of Tooele County. This franchise was granted in 1955 by Ordinance 55-8 and continues for a term of 50 years.

(10) Utah Power & Light Company. A franchise to Utah Power & Light Company, its successors and assigns, was granted for the purpose of providing electric service along present and future roads, highways and public places in Tooele County. This franchise was granted by Ordinance 69-3 and continues until October 10, 2019. (Ord. 95-19, 9/12/95; Ord. 92-5, 9/1/92)

(11) Great Salt Lake Energy. A franchise to Great Salt Lake Energy, its successors and assigns, was granted for the purpose of constructing, maintaining and operating an electric generation, transmission and distribution company and to construct, maintain and operate poles, lines and facilities along, upon and across the present and future roads, highways and public places in Tooele County. This franchise is granted by Ordinance 2000-4 and continues until February 15, 2050. (Ord. 2000-4, 2/15/2000)

(12) Skyline Telecom. A franchise to Skyline Telecom, its successors and assigns, was granted for the purpose of constructing, maintaining, and operating, and furnishing a telephone system and to construct, maintain and operate poles, lines and facilities along, upon and across the present and future roads, highways and public places in Tooele County. This franchise is granted by Ordinance 2000-10 and continues until April 11, 2025. (Ord. 2000-10, 4/11/2000)

(13) Oquirrh Mountain Water Company. A franchise to Oquirrh Mountain Water Company, its successors and assigns, was granted for the purpose of constructing, maintaining and operating a water line and to construct, maintain and operate pipes, lines and facilities along, upon and across the present and future roads, highways and public places in Tooele County. This franchise is granted by Ordinance 2000-6 and continues until May, 2025. (Ord. 2000-6, 5/2/00)

(14) Grantsville City Sewer Line. A franchise to Grantsville City, a municipal corporation of the State of Utah, its successors and assigns, was granted for the purpose of constructing, maintaining and operating a sewer line and to construct, maintain and operate pipes, lines and related sewer line facilities along, upon and across the present and future Tooele County roads, highways and public places in Tooele County located directly north of the Grantsville City limits in Section 19, Township 2 South, Range 5 West, and Section 24, Township 2 South, Range 6 West, Salt Lake Base Meridian including Tooele County roads identified as Cooley Street, Vegas Street and Burmester Road. This franchise is granted by Ordinance 2003-40 and continues until December 2053. (Ord. 2003-40, 12/9/03)

(15) Stansbury Park Improvement District. A franchise to Stansbury Park Improvement District, a special district of the State of Utah, its successors and assigns, was granted for the purpose of constructing, maintaining, and operating systems for the supply, treatment, and distribution of water; systems for the collection, treatment, and disposition of sewage; and systems for the collection, retention, and disposition of storm and flood waters and related facilities along, upon, and across the present and future Tooele County roads, highways, and public places in Tooele County in and around Stansbury Park. This franchise was granted by Ordinance 2005-25 and continues until October 2055. (Ord. 2005-25, 10/11/05)