

TITLE 9

Public Utilities

Chapter 1	Sewer Utility Regulations and Rates
Chapter 2	Natural Gas
Chapter 3	Electric Utility Service

CHAPTER 1

Sewer Utility Regulations and Rates

9-1-1	Sewer Utility Management
9-1-2	User Rules and Regulations -- Generally
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9-1-7	Sewer User Charge System
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SEC. 9-1-1 SEWER UTILITY MANAGEMENT.

- (a) **Management.** The management, operation, and control of the sewer system for the Village of Oxford is vested in the Board of said Village; all records, minutes and all written proceedings thereof shall be kept by the Clerk of the Village; the Clerk of the Village shall keep all the financial records.
- (b) **Construction Powers.** The sewer utility of the Village shall have the power to construct sewer lines for public use, and shall have the power to lay sewer pipes in and through the alleys, streets, and public grounds of the Village; and generally, to do all such work as may be found necessary or convenient in the management of the sewer system. The Village shall have the power by themselves, their officers, agents, and servants, to enter upon any land for the purpose of making examination or supervise in the performance of their duties under this Chapter, without liability therefore; and the Village Board shall have power to purchase and acquire for the Village all real and personal property which may be necessary for construction of the sewer system, or for any repair, remodeling, or additions thereto.
- (c) **Condemnation of Real Estate.** Whenever any real estate or any easement therein, or use thereof, shall in the judgment of the Village Board be necessary to the sewer system; and whenever, for any cause, an agreement for the purchase of thereof cannot be made with the owner thereof, the Village Board shall proceed with all necessary steps to take such real estate easement, or use by condemnation in accordance with the Wisconsin Statutes and the Uniform Relocation and Real Property Acquisition Policy Act of 1970, if federal funds are used.

- (d) **Title to Real Estate and Personalty.** All property, real, personal and mixed, acquired for the construction of the sewer system and all plans, specifications, diagrams, papers, books and records connected therewith said sewer system, and all buildings, machinery, and fixtures pertaining thereto, shall be the property of said Village.

SEC. 9-1-2 USER RULES AND REGULATIONS – GENERALLY.

The rules, regulations, and sewer rates of the Village of Oxford hereinafter set forth shall be considered a part of the contract with every person, company or corporation who is connected with the sewer system to the Village of Oxford and every such person, company, or corporation by connecting with the sewer system shall be considered as expressing his or their assent to be bound thereby. Whenever any of said rules and regulations, or such others as the said Board may hereafter adopt, are violated the Clerk shall order the responsible party to cease such violation, setting such reasonable terms as the Clerk may determine. It shall be unlawful to fail to comply with such order, and each day in which there is lack of compliance to the order is a separate violation, each subject to the penalties prescribed in Section 9-1-8(e). The right is reserved to the Village to change the said rules, regulations, and sewer rates from time to time as they may deem advisable; and to make special rates and contracts in all proper cases.

SEC. 9-1-3 SPECIFIC USER RULES.

The following rules and regulations for the government of licensed plumbers, sewer users and others, are hereby adopted and established:

- (a) **Licensed Plumbers.** No plumber, pipe fitter, or other person will be permitted to do any plumbing or pipe fitting work in connection with the sewer system without first receiving a license from the State of Wisconsin.
- (b) **Application for Service.**
- (1) Every person connecting with the sewer system shall file an application in writing to the Village Board, in such form as is prescribed for that purpose. Blanks for such applications will be furnished at the office of the Clerk. The application must state fully and truly all the use which will be allowed except upon further application and permission regularly obtained from said Village Board. If the applicant is not the owner of the premises, the written consent of the owner must accompany the application. Persons connected to the sewer system of the Village of Oxford are referred to herein as "Users".
 - (2) The application may be for service to more than one (1) building, or more than one (1) unit of service through one (1) service connection; and, in such case, charges shall be made accordingly.
 - (3) If it appears that the service applied for will not provide adequate service for the contemplated use, the Village may reject the application. If the Village Board shall approve the application, it shall issue a permit for services as shown on the application.
- (c) **Tap Permits.** After sewer connections have been introduced into any building or upon any premises, no plumber shall make any alterations, extensions, or

Village of Oxford
Ordinance No. 95.01

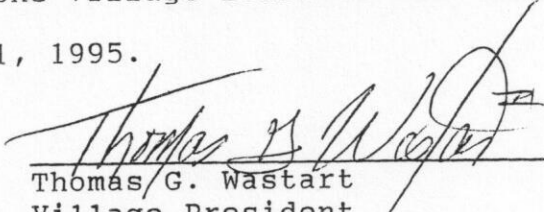
Oxford Code of Ordinances

The Village Board of the Village of Oxford, Marquette County, Wisconsin, do ordain that Oxford Code of Ordinances is hereby amended as follows:

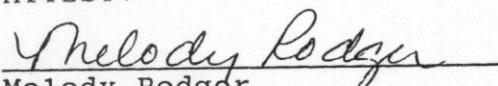
Sec. 9 9-1-3(b) shall be amended to add:

- 4) There shall be a hook up fee for new hook ups of: \$750.00 per resident unit, \$1,200.00 per commercial unit, and as agreed on contract users, which shall be paid within 90 days of hook-up and otherwise be subject to the lien and collection provision of subsection 9-1-0(a)(1) and 9-1-8(h).
- 5) For each new hook up or any other matter requiring a permit, there shall be in addition to other charges a permit fee of \$50.00.

The above and foregoing ordinance was offered by
Smith and seconded by Eberlein and duly passed
at a regular meeting of the Village Board of the Village of
Oxford held on February 1, 1995.


Thomas G. Wastart
Village President

ATTEST:


Melody Rodger
Clerk-Treasurer

Passed: February 1, 1995

Published: February 9, 1995

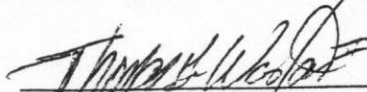
AMENDMENT TO VILLAGE OF OXFORD CODE OF ORDINANCES

SEC. 9-1-3 SPECIFIC USER RULES.

(b) Application for Service - ADD

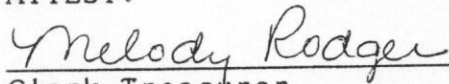
- (4) There will be no more than 1 building hooked up to a 4" lateral. If two buildings are approved to be hooked up on the same lateral it must be a minimum of 6".

Adopted this 6th day of March 1996.



Village President

ATTEST:



Clerk-Treasurer

Published: 3/14/96

ORDINANCE 96-3

The Village of Oxford, Marquette County, Wisconsin, does hereby ordain as follows:

SECTION I: PURPOSE

The purpose of this ordinance is to amend/create portions of Chapter 9 of the Oxford Code pertaining to sewer hookups.

SECTION II: PROVISIONS AMENDED/CREATED

Chapter 9-1-3(b)(4) is hereby amended.

SECTION III: PROVISION AS AMENDED/CREATED

Chapter 9-1-3(b)(4) shall be replaced as follows:

There shall be no more than one residential or one commercial building hooked up to a lateral. Laterals for residential applications must be a minimum of four inches and for commercial applications must be a minimum of six inches.

SECTION IV: VALIDITY

Should any section, clause or provision of the ordinance be declared by the courts to be invalid, the same shall not affect the validity of the ordinance as a whole or any part thereof, other than the part so declared to be invalid.

SECTION V: CONFLICTING PROVISIONS REPEALED

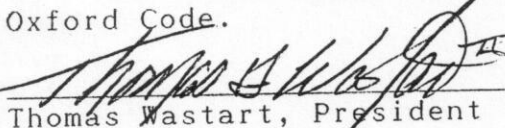
All ordinances in conflict with any provisions of this ordinance are hereby repealed.

SECTION VI: EFFECTIVE DATE

This ordinance shall be in force from and after its introduction and publication as provided by statute.

SECTION VII:

This ordinance becomes a part of Chapter 9 of the Village of Oxford Code.


Thomas Wastart, President


Melody Rodger, Village Clerk

INTRODUCED: 10/2/96
PUBLISHED: 10/10/96
PASSED: 10/10/96

VILLAGE OF OXFORD
ORDINANCE NO. 97-7
AMENDMENT TO OXFORD CODE OF ORDINANCES

The Village Board of the Village of Oxford, Marquette County, Wisconsin does hereby ordain that the Oxford Code of Ordinances is amended as follows:

SEC. 9-1-3 (b)(1) SEWER UTILITY APPLICATION FOR SERVICE shall be amended to add:

An application for service connecting to the Village sewer system must be submitted at the same time a building permit is requested for new residential or commercial properties where sewer service is required by either local or State law.

SEC. 9-1-3(b)(5) shall be amended to add:

The permit fee of \$50.00 shall be submitted at the time of application.

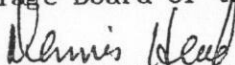
SEC. 9-1-3 (b)(4) shall be replaced as follows:

There shall be a hook up fee for new hook ups of: \$750.00 per resident unit and \$1200.00 per commercial unit. This fee shall be paid at the time a permit application is submitted.

SEC. 9-1-3 (b) Change numbering
(4) in Ordinance Amendment 96-3 to (6)

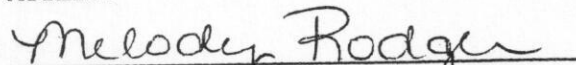
This Ordinance shall take effect upon passage and publication as provided by law.

The above and foregoing ordinance was offered by Meyer an seconded by Hermann and duly passed at a regular meeting of the Village Board of the Village of Oxford held on November 5, 1997.



Dennis Head, President

ATTEST:


Melody Rodger, Clerk-Treasurer

PASSED: 11/5/97
PUBLISHED: 11/13/97

- attachments, unless the party ordering such tapping or other work shall exhibit the proper permit for the same from the Village.
- (d) **User to Keep in Repair.** All users shall keep their own service pipes in good repair and protected from frost, at their own risk and expense, and shall prevent any unnecessary overburdening of the sewer system.
 - (e) **User Use Only.** No user shall allow others or other services to connect the sewer system through his lateral.
 - (f) **User to Permit Inspection.** Every user shall permit the Village of Oxford, or their duly authorized agent, at all reasonable hours of the day, to enter their premises or building to examine the pipes and fixtures, and the manner in which the drains and sewer connections operate; and they must at all times, frankly and without concealment, answer all questions put to them relative to its use.
 - (g) **Utility Responsibility.** It is expressly stipulated that no claim shall be made against said Village by reason of the breaking, clogging, stoppage, or freezing of any service pipes; nor from any damage arising from repairing mains, making connections or extensions or any other work that may be deemed necessary. The right is hereby reserved to cut off the service at any time for the purpose of repairs or any other necessary purpose, any permit granted or regulation to the contrary notwithstanding. Whenever it shall become necessary to shut off the sewer service within any district of the said Village, the Village shall, if practicable, give the time when such service will be so shut off.

SEC. 9-1-4 EXCAVATIONS.

In making excavations in streets or highways for laying service pipe or making repairs, the paving and earth removed must be deposited in a manner that will occasion the least inconvenience to the public and shall be pursuant to the requirements of Title 6, Chapter 2.

SEC. 9-1-5 TAPPING THE MAINS.

- (a) No person, except those having special permission from the Village, or persons in their service and approved by them, will be permitted under any circumstances to tap the mains or collection pipes. The kind and size of the connection with the pipe shall be that specified in the permit or order from said Village.
- (b) Pipes should always be tapped on the top, and not within six (6) inches (15 cm) of the joint, or within twenty-four (24) inches (60 cm) of another lateral connection.

SEC. 9-1-6 INSTALLATION OF HOUSE LATERALS.

- (a) All service pipes (laterals) on private property will be installed in accordance with State of Wisconsin Administrative Code Chapter H 82, "Design, Construction, Installation, Supervision and Inspection of Plumbing"; specifically, Section 82.04(4), "Building Sewers".
- (b) Per Section H 82.04(5), all laterals will be inspected. "The building sewer and/or private interceptor main sewer shall be inspected upon completion of placement of the pipe and before backfilling; and tested before or after backfilling."

SEC. 9-1-7 SEWER USER CHARGE SYSTEM.

- (a) **Policy.** It shall be the policy of the Village of Oxford to obtain sufficient revenues to pay the cost of the annual debt retirement payment on any bonded indebtedness, any required cash reserve account payment, and operation and maintenance of the sewage works, including a replacement fund (i.e., a cash account to be used for future expenditures for obtaining and installing equipment, accessories or appurtenances which are necessary to maintain the capacity and performance of the sewage works during the service life for which such works were designed and constructed) through a system of user charges as defined in this Section. The system shall assure that each user of the sewage works pays a proportionate share of the cost of such works.
- (b) **Classification of Users.** All sewer users shall be classified by the Utility as:
- (1) Residential/commercial (domestic strength); or
 - (2) Industrial customers.
- (c) **Quarterly Billing.** User charges shall consist of a minimum quarterly billing on the basis of User Charge Equivalents. The minimum quarterly billing shall be sufficient to pay the annual debt retirement and FmHA Reserve Account costs. A portion of the debt service and Reserve Account may be budgeted by levying an advalorem tax in accordance with state statutes. The unit price per volume shall be sufficient to pay the annual cost of operation and maintenance, including any replacement fund, of the sewage works.
- (d) **Methodology.**
- (1) The methodology of determining the user charges is given in "Appendix A", incorporated by reference. The Utility shall provide the initial estimates of number of U.C.E., costs, etc., to calculate the first year's user charges.
 - (2) The user charges and this Section shall be reviewed not less than biennially. Such review shall be performed by the Village of Oxford and the Village Treasurer. User charges shall be adjusted, as required, to reflect actual number and size of users and actual costs.
- (e) **Sewer Rates.**
- (1) There shall be charged to each user of the sewer system a sewer charge as follows:

A minimum charge based on the following schedule:

Residential and Other Users (equal to one U.C.E.)	\$ 10.00 per unit
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List of Other Users:

Small Commercial	\$ 12.00 per unit
Large Commercial	\$ 26.00 per unit
School	\$ 107.50 per unit
(Other Users by Contract)	

- (2) All charges for sewerage service shall be made quarterly and shall be payable on the first day of January, April, July and October in each year. A three percent (3%) penalty will be added to those bills not paid on or before the 20th day after the due date of the bill with a thirty cent (30¢) minimum penalty charge. A failure to receive a bill shall not excuse nonpayment. Sewerage service charges shall be a lien on the property served in accordance with Sec. 66.076(7), Wis. Stats.

- (3) All users will be notified annually of the portion of user charges attributable to wastewater treatment services. This shall be accomplished by insertion of a printed statement in the final billing of the year.

SEC. 9-1-8 MISCELLANEOUS RULES AND REGULATIONS.

(a) **Mandatory Hookup.**

- (1) The owner of each parcel of land adjacent to a sewer main on which there exists a building usable for human habitation, or in a block through which such system is extended, shall connect to such system within ninety (90) days of notice in writing from the Village. Upon failure to so do, the Village may cause such connection to be made and bill the property owner for such costs. If such costs are not paid within thirty (30) days, such notice shall be assessed as a special tax lien against the property, all pursuant to Sec. 144.06, Wis. Stats., provided, however, that the owner may within thirty (30) days after the completion of the work file a written option with the Clerk stating that he cannot pay such amount in one sum and ask that there be levied in not to exceed five (5) equal installments and that the amount shall be collected with interest at the rate of six percent (6%) per annum from the completion of the work, the unpaid balance being a special tax lien, all pursuant to Section 144.06, Wis. Stats.
- (2) In lieu of the above, the Village, at its option, may impose a penalty for the period that the violation continues, after ten (10) days' written notice to any owner failing to make a connection to the sewer system of an amount equal to one hundred fifty percent (150%) of the minimum quarterly charge for sewer service payable quarterly for the period in which the failure to connect continues, and upon failure to make such payment said charge shall be assessed as a special tax lien against the property, all pursuant to Sec. 144.06, Wis. Stats.
- (3) This Section ordains that the failure to connect to the sewer system in contrary to the minimum health standards of said Village and fails to assure preservation of public health, comfort, and safety of said Village.

(b) **Maintenance of Services.**

- (1) The utility shall maintain sewer service within the area served by the sewer system from the street main to the property line and including all controls between the same, without expenses to the property owner, except when they are damaged as a result of negligence or carelessness on the part of the property owner, a tenant, or an agent of the owner, in which case they will be repaired at the expense of the property owner. All sewer services from the point of maintenance by the system to and throughout the premises must be maintained free of defective conditions, by and at the expense of the owner or occupant of the property.
- (2) When any sewer service is to be relaid and there are two (2) or more buildings on such service, each building shall be disconnected from such service and a new sewer service shall be installed for each building.

(c) **Penalty for Improper Use.**

- (1) It shall be unlawful for any person to willfully injure the sewer system, or any building, machinery, or fixture pertaining thereto, or to willfully and without authority of the Village, bore or otherwise cause to leak, any tunnel, aqueduct, reservoir, pipe or other thing used in the system for holding, conveying, or distributing sewage.
- (2) It shall be unlawful for any person to introduce sewage into the system which shows an excess of a BOD or suspended solids concentration of over

- two hundred (200) mg/1 (normal domestic sewage); a surcharge shall be based on the excess of BOD or suspended solids at a rate of \$0.50/pound. The Village reserves the right to test the sewage at any point within the connection system of the user or consumer.
- (3) No user shall discharge or cause to be discharged any of the following described liquids or solid wastes to any sanitary sewer:
- a. Any storm water, surface water, ground water, roof run-off or surface drainage.
 - b. Any gasoline, benzene, Naptha, fuel oil, or other flammable or explosive liquid, solid or gas.
 - c. Any ashes, cinders, sand, mud, straw, shavings, metal, glass, rags, feather, tar, plastics, wood, paunch manure, or any other solid or sticky substance capable of causing obstruction of the flow in sewers or other interference with the proper operation of the sewage works.
 - d. Any water or wastes containing a toxic or poisonous substance in sufficient quantity to injure or interfere with any sewage treatment process, constitute a hazard to humans and animals or create any hazard in the receiving treatment facility.
 - e. Any water or wastes containing suspended solids of such character and quantity that unusual attention or expense is required to handle such material at the sewage treatment plant.
 - f. Any noxious or malodorous gas or substance capable of creating a public nuisance.
 - g. Any garbage that has not been properly shredded.
 - h. Any liquid or vapor having a temperature higher than one hundred fifty (150) degrees Fahrenheit.
 - i. Any water or wastes which may contain more than one hundred (100) parts per million by weight of fat, oil, or grease.
 - j. Any water or wastes that have pH lower than 5.5 or higher than 9.0 having any corrosive property capable of causing damage or hazard to structures, equipment, and personnel of the sewage works.
- (4) Any user discharging toxic pollutants shall pay for any increased operation, maintenance and replacement costs caused by the pollutants.
- (d) **Damage Recovery.** The system shall have the right of recovery from all persons, any expense incurred by said system for the repair or replacement of any sewer pipe damaged in any manner by any person by the performance of any work under their control, or by any negligent act.
- (e) **Penalties.** Any person who shall violate any of the provisions of this Chapter or rules or regulations of the Village of Oxford; or who shall connect a service pipe without first having obtained a permit therefor; or who shall violate any provisions of the Wisconsin Statutes, Wisconsin Administrative Code, or any other materials which are incorporated by reference, shall upon conviction thereof be subject to a forfeiture as prescribed in Section 1-1-6 and the costs of prosecution. This, however, shall not bar the Village from enforcing the connection duties set out in Section 9-1-8(a) for mandatory hookup.
- (f) **Septic Tanks Prohibited.** The maintenance and use of septic tanks and other private sewage disposal systems within the area of the Village of Oxford serviced by its sewer system are hereby declared to be a public nuisance and a health hazard. From and after September 1, 1981, the use of septic tanks or any private sewage disposal system within the area of the Village serviced by the sewerage system shall be prohibited.

- (g) **Vacating of Premises and Discontinuance of Service.** Whenever premises served by the system are to be vacated, or whenever any person desires to discontinue service from the system; the system must be notified in writing. The owner of the premises shall be liable for any damages to the property of such damage which may be discovered having occurred to the property of the system other than through the fault of the system or its employees, representatives, or agents.
- (h) **Charges are a Lien on Property.** All sewer services, charges, and special assessments shall be a lien on a lot, part of a lot, or land on which sewer services were supplied. All sums which have accrued during the preceding year and which are unpaid by the first day of October shall be certified to the Clerk to be placed on the tax roll for collection as provided by Wisconsin Statutes.
- (i) **Unit of Service Definition.**
 - (1) A unit of service shall consist of any residential, commercial, industrial, or charitable aggregation of space or area occupied for a distinct purpose such as a residence, apartment, flat, store, office, industrial plant, church, or school. Each unit of service shall be regarded as one (1) consumer. Suites in houses, or apartments with complete housekeeping functions (such as cooking) shall be classed as apartment houses; thus houses and apartments having suites of one (1), two (2), or more rooms with toilet facilities, but without kitchen for cooking, are classed as rooming houses.
 - (2) When a consumer's premises has several buildings for which services are eligible and such buildings are used in the same business and connected by the user, the Village shall set a separate rate for such complex.
- (j) **Adoption of Other Rules.** There is hereby adopted all the rules and regulations of the State Plumbing and State Building Codes and the building rules of the Department of Industry, Labor, and Human Relations; and the Department of Natural Resources of the State of Wisconsin insofar as the same are applicable to the Village of Oxford.

APPENDIX A

Methodology for Determining User Charges (Without Water Meters)

APPENDIX A

METHODOLOGY FOR DETERMINING USER CHARGES (WITHOUT WATER METERS)

The methodology to be utilized by the Village Treasurer in determining the minimum quarterly billing per customer for sewer use, as well as the variable, unit price cost for sewer use is as follows: The user charges should be reviewed and updated no less than biennially. However, if the sewer use charges are to be revised more often (i.e. annually or quarterly) the same methodology can be utilized at any time. It should be noted that the values given in this Appendix are for example purpose only. It will be necessary for the Village Treasurer to utilize the actual values, as determined by the final project audit, for:

- (a) Debt retirement;
- (b) Farmers Home Administration (FmHA) reserve account requirement;
- (c) Operation and maintenance costs;
- (d) Replacement costs;
- (e) Number of customers;

each time the sewer use costs are determined.

While the debt retirement, reserve account and replacement amounts should remain constant, the other costs and number of customers may vary considerably at each review.

METHODOLOGY FOR DETERMINING SEWER USE CHARGES NO INDUSTRIAL COST RECOVERY REQUIRED

Minimum Quarterly Billing

The _____ has received loan monies from the Farmers Home Administration, U. S. Department of Agriculture (FmHA) for construction of the sewage works in the amount of \$ _____. The _____ is obligate to repay this loan, at five percent (5%) interest, over a forty (40) year term. The annual debt retirement payment on the amount borrowed is approximately \$ _____. In addition, FmHA requires that the _____ maintain a "Reserve Account" such that one annual debt payment would be available to the _____ after a period of ten (10) years. Consequently, an additional fixed cost of \$ _____ must be placed into the "Reserve Account" by the _____ each year for the next ten (10) years. These costs must be paid by the _____ each year, regardless of the volume or strength of sewage collected, transported and treated. The amount of FmHA loan has been allocated between those users which can benefit from the FmHA grant and those which are not eligible to benefit from it. The FmHA loan attributable to the benefitted users is \$ _____. Their annual debt retirement is approximately \$ _____. The FmHA loan attributable to the non-benefitted users is \$ _____. Their annual debt retirement is approximately \$ _____.

The benefitted users are classified as all residential users and those other users with a residential size water service. The non-benefitted users are those with a one (1) inch or larger water meter.

The sewage works has generally been designed on the basis of flow, but there are no water utility with water meters that are generally sized on the basis of the volume of water consumed. Therefore, minimum quarterly charges will be based on a system of unit equivalents. A system of "Unit Charge Equivalents (UCE)" is presented in the Table 1 as the first step in determining minimum quarterly charges.

TABLE 1
UNIT DETERMINATION

Definition: One Unit = One Residential Home = Three People
= 210 Gallons Per Day

<u>Classification</u>	<u>Unit Value*</u>
1. Single Resident	One Unit
2. Duplex	Two Units
3. Apartments	One Unit Per Apartment
4. General Business	One Unit Per 25 Employees
5. Shopping Center	One Unit Per 4,000 sq. ft. of floor space
6. Supermarket	One Unit Per 4,000 sq. ft. of floor space
7. Motel	One Unit = $\frac{\text{Bed Sp.} \times \% \text{ of Occupancy}}{8}$
a. With Laundry	One Unit = $\frac{\text{Bed Sp.} \times \% \text{ of Occupancy}}{6}$
8. Bowling Alley with Bar	0.50 Units Per 25 Members
9. Service Station or Garage	One Unit
10. Country Club	One Unit Per 25 Members
11. School	
a. With Meals Served	One Unit Per 15 Students
b. With Meals and Showers	One Unit Per 12 Students
12. Churches	One Unit
13. Tavern	One Unit Per 40 Seats
14. Restaurants	
a. Standard Restaurant	One Unit = $\frac{\text{Seating Capacity}}{13}$
b. Drive-In or Short Order	One Unit = $\frac{\text{Seating Capacity}}{45}$
c. Restaurant with One Bar	One Unit = $\frac{\text{Seating Capacity}}{10}$
d. Restaurant with Two Bars	One Unit = $\frac{\text{Seating Capacity}}{8}$
e. Restaurant with Three Bars	One Unit = $\frac{\text{Seating Capacity}}{7}$
15. Other Cases	To Be Determined By _____

*No classification will receive less than One Unit.

SEWER USE RATES

July, 1980

The Village Board of the Village of Oxford, Wisconsin do ordain as follows:

SEWER USE RATES

- A. There shall be charged to each user equivalent of the sewer system a sewer user charge. The estimated charge per user equivalent is determined as follows:

Operation and Maintenance

Treatment Plant	\$ 4,237.50
Sewer System	\$ 5,837.50

*Administrative and insurance cost divided equally between treatment plant and collection system.

Replacement Fund

Treatment Plant	\$ 900.00
Sewer System	<u>\$ 1,100.00</u>

Total Annual Cost of Operation, Maintenance & Replacement \$12,075.00

Annual Cost/User Equivalent

$$\frac{\$12,075.00}{266.8} = 45.26$$

Quarterly Charge/User Equivalent for Collection & Treatment = 11.32

Debt Retirement Cost	\$30,000.00
FmHA Reserve Fund	<u>\$ 3,000.00</u>

Total Annual Debt Service Charge \$33,000.00

Annual Debt Service Charge/User Equivalent

$$\frac{\$33,000.00}{266.8} = 123.69$$

Quarterly Debt Service Charge/User Equivalent

30.92

Total Quarterly Sewer Utility Charge	
Operation, Maintenance & Replacement	11.32
Debt Service	<u>30.92</u>

TOTAL	\$ 42.24
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- B. All charges for sewerage service shall be made quarterly and shall be payable on the first day of January, April, July and October in each year. A three percent (3%) penalty will be added to those bills not paid on or before the 20th day after the due date of the bill with a thirty cent (30¢) minimum penalty charge. A failure to receive a bill shall not excuse nonpayment. Sewerage service charges shall be a lien on the property served in accordance with Sec. 66.076(7) of the Wisconsin Statutes.

Estimated Operating Costs

<u>Item</u>	<u>Treatment Plant</u>	<u>Collection System</u>
Labor	\$2,112.50	\$2,112.50
Power	\$ 200.00	\$1,800.00
Fuel	\$ 0.00	\$ 600.00
Laboratory Testing	\$ 900.00	\$ 0.00
Miscellaneous Equipment and Repairs	\$ <u>100.00</u>	\$ <u>400.00</u>
SUBTOTAL	\$3,312.50	\$4,912.50
Administration	\$1,350.00	
Insurance	\$ <u>500.00</u>	
	\$1,850.00	

TOTAL OPERATING BUDGET

\$3,312.50
\$4,912.50
\$1,350.00
\$ <u>500.00</u>
\$10,075.00

ESTIMATED REPLACEMENT COSTS

<u>Item</u>		<u>Annual Repl. Cost</u>
Sewage Pumps (6) - \$1,000/Pump @ 10 years	=	\$ 600.00
Grinder Pumps (4) - \$ 750/Pump @ 10 years	=	\$ 300.00
Flow Meter	=	\$ 100.00
Generator	=	\$ 150.00
Portable Pump	=	\$ 50.00
Sand Filter Media - 5% Loss/Yr.	=	\$ <u>800.00</u>
		\$2,000.00

Total Estimated Annual Budget for Operation,
Maintenance and Replacement

Operation and Maintenance	=	\$10,075.00
Replacement	=	<u>\$ 2,000.00</u>
TOTAL	=	\$12,075.00

Appendix A - Methodology for Determining User Charges is Amended in Table 1 which now reads as follows:

TABLE 1
UNIT DETERMINATION

Definition: One Unit = One Residential Home = Three People
= 210 Gallons Per Day

<u>Classification</u>	<u>Unit Value*</u>
1. Single Resident	One Unit
2. Duplex	Two Units
3. Apartments	One Unit Per Apartment
4. General Business	One Unit Per 25 Employees
5. Shopping Center	One Unit Per 4000 sq ft of floor space
6. Supermarket	One Unit Per 4000 sq ft of floor space
7. Motel	One Unit = $\frac{\text{Bed Space} \times \% \text{ of Occupancy}}{8}$
a. With Laundry	One Unit = $\frac{\text{Bed Space} \times \% \text{ of Occupancy}}{6}$
8. Bowling Alley with Bar	0.50 Units Per Alley
9. Service Station or Garage	One Unit
10. Country Club	One Unit Per 25 Members
11. School	Unit Equivalents based on average formula cited of 210 gallons per day per user equivalent figured from actual readings of school water meter
12. Churches	One Unit
13. Tavern	One Unit Per 40 Seats
14. Restaurants	
a. Standard Restaurant	One Unit = $\frac{60\% \text{ of Seating Capacity}}{13}$
b. Drive-In or Short Order	One Unit = $\frac{\text{Seating Capacity}}{45}$
c. Restaurant with One Bar	One Unit = $\frac{\text{Seating Capacity}}{10}$
d. Restaurant with Two Bars	One Unit = $\frac{\text{Seating Capacity}}{8}$
e. Restaurant with Three Bars	One Unit = $\frac{\text{Seating Capacity}}{7}$

15. Other Cases

To be determined by contract and unit
equivalent determinations

*No classification will receive less than One Unit. Fractional unit equivalents will be rounded to the nearest tenth of a whole.

DETERMINATION OF NUMBER OF USER EQUIVALENTS

	<u>Number</u>	<u>User Equivalents</u>
Residential	220	220
Commercial	29	31.6
Government	2	4
Institutional	4	4
School	1	7.2
Industrial	0	0

This ordinance shall be effective on posting.

Dated this 22nd day of July, 1980.

Adopted: July 17, 1980

CHAPTER 2

Natural Gas

9-2-1 Natural Gas Franchise

SEC. 9-2-1 NATURAL GAS FRANCHISE.

- (a) The Village of Oxford, Marquette County, Wisconsin, does hereby grant to Wisconsin Gas Company (herein called "the Company") a corporation organized and existing under the laws of the State of Wisconsin, 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 Oxford, a system for the furnishing and distribution of natural gas and natural gaseous fuels, and to use the highways, roads, streets, alleys, lanes, boulevards, parks, public ways, public grounds and bridges in said Village, for constructing, maintaining, operating, enlarging and repairing its transmission and distribution pipe lines with all the necessary, usual or convenient manholes, valves, passage ways and appurtenances for the purpose of supplying and selling natural gases and natural gaseous fuels to said Village and its residents, and to any building, structure, factory, processing plant, industry or public or private house or any gas user therein.
- (b) This franchise is granted subject to the restrictions and conditions contained in applicable Sections of the Wisconsin Statutes, and further subject to such rules and regulations as the Village Board of said Village of Oxford may by ordinance from time to time prescribe.

CHAPTER 3

Electric Utility Service

9-3-1 Electric Power Franchise

SEC. 9-3-1 ELECTRIC POWER FRANCHISE.

- (a) There is hereby granted to Wisconsin Power and Light Company, a public utility corporation duly organized and existing under and by virtue of the laws of the State of Wisconsin, with its principal office at Madison, Wisconsin, a franchise, license and permit to supply, in public service, electricity and electric power to the Village of Oxford, Marquette County, Wisconsin, and to its inhabitants; this franchise to become effective immediately upon the date of transfer by Oxford Light and Power Company of its electric utility property to Wisconsin Power and Light Company.
- (b) There is hereby granted to Wisconsin Power and Light Company for the purpose of enabling the Company to furnish electricity and electric power to the said Village of Oxford, and to its inhabitants, the right and authority to place, erect, maintain and repair electric transmission and distribution lines and other necessary and appropriate appurtenances in the streets, alleys, public ways and grounds in the Village of Oxford, such right and authority to be exercised in such manner as not to unreasonably interfere with other public use.
- (c) A condition of this franchise, license and permit is that the Wisconsin Power and Light Company shall not damage highway improvements without restoring the damaged portion to a condition of repair equal to that existing prior to the damage.

ORDINANCE 9-4-1

AN ORDINANCE OF THE VILLAGE OF OXFORD; PRESCRIBING REGULATIONS FOR RATES CHARGED TO CABLE TELEVISION SUBSCRIBERS FOR THE BASIC SERVICE TIER; PROVIDING THAT THIS ORDINANCE IS CUMULATIVE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Federal communications Commission ("FCC") has issued pursuant to the Cable Television Consumer Protection and Competition Act, Pub. L. No. 102-385 (1992)("1992 Cable Act"), implementing the regulation of cable television subscriber rates; and

WHEREAS, these rules allocate the regulation of rates for the basic service tier and associated equipment rates to local franchising authorities and require local authorities to become certified and adopt their own regulations governing the process of rate regulations; and

WHEREAS, the Village of Oxford franchises cable television service for the benefit of its citizens; and

WHEREAS, the village has submitted its application for certification to the FCC and it is expedient to adopt the required regulations now, in order to implement regulations at the earliest possible date to obtain the most competitive rates for the village's cable ratepayers; NOW THEREFORE,

BE IT ORDAINED BY THE VILLAGE BOARD OF THE VILLAGE OF OXFORD:

SECTION 1. DEFINITIONS.

In this ordinance:

BASIC CABLE RATES means the monthly charges for a subscription to the basic service tier and the associated equipment.

BASIC SERVICE TIER means a separately available service tier to which subscription is required for access to any other tier of service, including as a minimum, but not limited to, all must-carry signals, all PEG channels, and all domestic television signals other than superstations.

BENCHMARK means a per channel rate of charge for cable service and associated equipment which the FCC has determined is reasonable.

CABLE ACT OF 1992 means the Cable Television Consumer Protection and Competition Act of 1992.

CABLE OPERATOR means any person or group of persons:

- (A) who provide cable service over a cable system and directly or through one or more affiliates owns a significant interest in such a cable system; or
- (B) who otherwise controls or is responsible for, through any arrangement, the management and operation of such a cable system.

CHANNEL means a unit of cable service identified and selected by a channel number or similar designation.

COST OF SERVICE SHOWING means a filing in which the cable operator attempts to show that the benchmark rate or the price cap is not sufficient to allow the cable operator to fully recover the costs of providing the basic service tier and to continue to attract capital.

FCC means the Federal Communications Commission.

INITIAL BASIC CABLE RATES means the rates that the cable operator is charging for the basic service tier, including charges for associated equipment, at the time the village notifies the cable operator of the village's qualification and intent to regulate basic cable rates.

MUST-CARRY SIGNAL means the signal of any local broadcast station (except superstations which is required to be carried on the basic service tier).

PEG CHANNEL means the channel capacity designated for public, educational, or governmental use, and facilities and equipment for the use of that channel capacity.

PRICE CAP means the ceiling set by the FCC on future increases in basic cable rates regulated by the village, based on a formula using the GNP fixed weight price index, reflecting general increases in the cost of doing business and changes in overall inflation.

REASONABLE RATE STANDARD means a per channel rate that is at, or below, the benchmark or price cap level.

SUPERSTATION means any non-local broadcast signal secondarily transmitted by satellite.

SECTION 2. INITIAL REVIEW OF BASIC CABLE RATES.

(a) Notice. Upon the adoption of this ordinance and the certification of the village by the FCC, the village shall immediately notify all cable operators in the village, by certified mail, return receipt requested, that the village intends to regulate subscriber rates charged for the basic service tier and associated equipment as authorized by the Cable Act of 1992.

(b) Cable operator response. Within 30 days of receiving notice from the village, a cable operator shall file with the village, its current rates for the basic service tier and associated equipment and any supporting material concerning the reasonableness of its rates.

(c) Expedited determination and public hearing. (1) If the village board is able to expeditiously determine that the cable operator's rates for the basic service tier and associated equipment are within the FCC's reasonable rate standard, as determined by the applicable benchmark, the village board shall:

(A) hold a public hearing at which interested persons may express their views;
and

(B) act to approve the rates within 30 days from the date the cable operator filed its basic cable rates with the village.

(2) If the village board takes no action within 30 days from the date the cable operator filed its basic cable rates with the village, the proposed rates will continue in effect.

(d) Extended review period. (1) If the village board is unable to determine whether the rates in issue are within the FCC's reasonable rate standard based on the material before it, or if the cable operator submits a cost-of-service showing, the village board shall, within 30 days from the date the cable operator filed its basic cable rates with the village and by adoption of a formal resolution, invoke the following additional periods of time, as applicable, to make a final determination:

(A) 90 days if the village board needs more time to ensure that a rate is within the FCC's reasonable rate standard; or

(B) 150 days if the cable operator has submitted a cost-of-service showing seeking to justify a rate above the applicable benchmark.

(2) If the village board has not made a decision within the 90 or 150 day period, the village board shall issue a brief written order at the end of the period requesting the cable operator to keep accurate account of all amounts received by reason of the proposed rate and on whose behalf the amounts are paid.

(e) Public Hearing. During the extended review period and before taking action on the proposed rate, the village board shall hold at least one public hearing at which interested persons may express their views and record objections.

(f) Objections. An interested person who wishes to make an objection to the proposed initial basic rate may request the village clerk to record the objection during the public hearing or may submit the objection in writing anytime before the decision resolution is adopted. In order for an objection to be made part of the record, the objector must provide the village clerk with the objector's name and address.

(g) Benchmark analysis. If a cable operator submits its current basic cable rate schedule as being in compliance with the FCC's reasonable rate standard, the village board shall review the rates using the benchmark analysis in accordance with the standard form authorized by the FCC. Based on the village board's findings, the initial basic cable rates shall be established as follows:

(1) If the current basic cable rates are below the benchmark, those rates shall become the initial basic cable rates and the cable operator's rates will be capped at that level.

(2) If the current basic cable rates exceed the benchmark, the rates shall be the greater of the cable operator's per channel rate on September 30, 1992, reduced by 10 percent, or the applicable benchmark, adjusted for inflation and any change in the number of channels occurring between September 30, 1992 and the initial date of regulation.

(3) If the current basic cable rates exceed the benchmark, but the cable operator's per channel rate was below the benchmark on September 30, 1992, the initial basic cable rate shall be the benchmark, adjusted for inflation.

(h) Cost-Of-Service Showings. If a cable operator does not wish to reduce the rates to the permitted level, the cable operator shall have the opportunity to submit a cost-of-service showing in an attempt to justify a initial basic cable rates above the FCC's reasonable rate standard. The village board will review a cost-of-service submission pursuant to FCC standards for cost-of-service review. The village board may approve initial basic cable rates above the benchmark if the cable operator makes the necessary showing; however, a cost-of-service determination resulting in rates below the benchmark or below the cable operator's September 30, 1992 rates minus 10 percent, will prescribe the cable operator's new rates.

(i) Decision. (1) By formal resolution. After completion of its review of the cable operator's proposed rates, the village board shall adopt its decision by formal resolution. The decision shall include one of the following:

(A) If the proposal is within the FCC's reasonable rate standard or is justified by a cost-of-service analysis, the village board shall approve the initial basic cable rates proposed by the cable operator; or

(B) If the proposal is not within the FCC's reasonable rate standard and the cost-of-service analysis, if any, does not justify the proposed rates, the village board shall establish initial basic cable rates that are within the FCC's reasonable rate standard or that are justified by a cost-of-service analysis.

(2) Rollbacks and refunds. If the village board determines that the initial basic cable rates are submitted exceed the reasonable rate standard or that the cable operator's cost-of-service showing justifies lower rates, the village board may order the rates reduced in accordance with Paragraph (g) or (h) above, as applicable. In addition, the village board may order the cable operator to pay to subscribers, refunds of the excessive portion of the rates with interest (computed at applicable rates published by the Internal Revenue Service for tax refund and the interest rate will be in accordance with FCC regulations as directed in the village board's decision resolution.

(3) Statement of reasons for decision and public notice. If rates proposed by a cable operator are disapproved in whole or in part, or if there were objections made by other parties to the proposed rates, the resolution must state the reasons for the decision and the village board must give public notice of its decision. Public notice will be given by advertisement once in the official newspaper of the village.

(j) Appeal. The village board's decision concerning rates for the basic service tier or associated equipment, may be appealed to the FCC in accordance with applicable federal regulations.

SECTION 3. REVIEW OF REQUEST FOR INCREASE IN BASIC CABLE RATES.

(a) Notice. A cable operator in the village who wishes to increase the rates for the basic service tier or associated equipment shall file a request with the village and notify all subscribers at least 30 days before the cable operator desires the increase to take effect. This notice may not be given more often than annually and not until at least one year after the determination of the initial basic cable rates.

(b) Expedited determination and public hearing. (1) If the village board is able to expeditiously determine that the cable operator's rate increase request for basic cable service is within the FCC's reasonable rate standard, as determined by the applicable price cap, the village board shall:

(A) hold a public hearing at which interested persons may express their views;
and

(B) act to approve the rate increase within 30 days from the date the cable operator filed its request with the village.

(2) If the village board takes no action within 30 days from the date the cable operator filed its request with the village, the proposed rates will go into effect.

(c) Extended review period. (1) If the village board is unable to determine whether the rate increase is within the FCC's reasonable rate standard based on the material before it, or if the cable operator submits a cost-of-service showing, the village board shall, by adoption of a formal resolution, invoke the following additional periods of time, as applicable, to make a final determination:

(A) 90 days if the village board needs more time to ensure that the requested increase is within the FCC's reasonable rate standard as determined by the applicable price cap; and

(B) 150 days if the cable operator has submitted a cost-of-service showing seeking to justify a rate increase above the applicable price cap.

(2) The proposed rate increase is tolled during the extended review period.

(3) If the village board has not made a decision within the 90 or 150 day period, the village board shall issue a brief written order at the end of the period requesting the cable operator to keep accurate account of all amounts received by reason of the proposed rate increase and on whose behalf the amounts are paid.

(d) Public hearing. During the extended review period and before taking action on the requested rate increase, the village board shall hold at least one public hearing at which interested persons may express their views and record objections.

(e) Objections. An interested person who wishes to make an objection to the proposed rate increase may request the village clerk to record the objection during the public hearing or may submit the objection in writing anytime before the decision resolution is adopted. In order for an objection to be made part of the record, the objector must provide the village clerk with the objector's name and address.

(f) Delayed determination. If the village board is unable to make a final determination concerning a requested rate increase within the extended time period, the cable operator may put the increase into effect, subject to subsequent refund if the village board later issues a decision disapproving any portion of the increase.

(g) Price cap analysis. If a cable operator presents its request for a rate increase as being in compliance with the FCC's price cap, the village board shall review the rate using the price cap analysis in accordance with the standard form authorized by the FCC. Based on the village board's findings, the basic cable rates shall be established as follows:

(1) If the proposed basic cable rate increase is within the price cap established by the FCC, the proposed rates shall become the new basic cable rates.

(2) If the proposed basic cable rate increase exceeds the price cap established by the FCC, the village board shall disapprove the proposed rate increase and order an increase that is in compliance with the price cap.

(h) Cost-of-service showings. If a cable operator submits a cost-of-service showing in an attempt to justify a rate increase above the price cap, the village board will review the submission pursuant the FCC standards for cost-of-service review. The village board may approve a rate increase above the price cap if the cable operator makes the necessary showing; however, a cost-of-service determination resulting in a rate below the price cap or below the cable operator's then current rate will prescribe the cable operator's new rate.

(i) Decision. The village board's decision concerning the requested rate increase, shall be adopted by formal resolution. If a rate increase proposed by a cable operator is disapproved in whole or in part, or if objections were made by other parties to the proposed rate increase, the resolution must state the reasons for the decision. Objections may be made at the public hearing by a person requesting the village clerk to record the objection or may be submitted in writing at anytime before the decision resolution is adopted.

(j) Refunds. (1) The village board may order refunds of subscriber's rate payments with interest if:

(A) the village board was unable to make a decision within the extended time period as described in Paragraph (c) above; and

(B) the cable operator implemented the rate increase at the end of the extended review period; and

(C) the village board determines that the rate increase as submitted exceeds the applicable price cap or that the cable operator failed to justify the rate increase by a cost-of-service showing, and the village board disapproves any portion of the rate increase.

(2) The method for paying any refund and the interest rate will be in accordance with FCC regulations as directed in the village board's decision resolution.

(k) Appeal. The village board's decision concerning rates for the basic service tier or associated equipment, may be appealed to the FCC in accordance with applicable federal regulations.

SECTION 4. CABLE OPERATOR INFORMATION

(a) Village may require. (1) In those cases when the cable operator has submitted initial rates or proposed an increase that exceeds the reasonable rate standard, the village board may require the cable operator to produce information in addition to that submitted, including proprietary information, if needed to make a rate determination. In these cases, a cable operator may request the information be kept confidential in accordance with this section.

(2) In cases where initial or proposed rates comply with the reasonable rate standard the village board may request additional information only in order to document that the cable operator's rates are in accord with the standard.

(b) Request for Confidentiality. (1) A cable operator submitting information to the village board may request in writing that the information not be made routinely available for public inspection. A copy of the request shall be attached to and cover all of the information and all copies of the information to which it applies.

(2) If feasible, the information to which the request applies shall be physically separated from any information to which the request does not apply. If this is not feasible, the portion of the information to which the request applies shall be identified.

(3) Each request shall contain a statement of the reasons for withholding inspection and a statement of the facts upon which those reasons are based.

(4) Casual requests which do not comply with the requirements of this subsection, shall not be considered.

(c) Village Board action. Requests which comply with the requirements of Subsection (b), will be acted upon by the village board. The village board will grant the request if the cable operator presents by a preponderance of the evidence, a case for nondisclosure consistent with applicable federal regulations. If the request is granted, the ruling will be placed in a public file in lieu of the information withheld from public inspection. If the request does not present a case for nondisclosure and the village board denies the request, the village board shall take one of the following actions:

(1) If the information has been submitted voluntarily without any direction from the village, the cable operator may request that the village return the information without considering it. Ordinarily, the village will comply with this request. Only in the unusual instance that the public interest so requires, will the information be made available for public inspection.

(2) If the information was required to be submitted by the village board, the information will be made available for public inspection.

(d) Appeal. If the village board denies the request for confidentiality, the cable operator may seek review of that decision from the FCC within five working days of the village board's decision, and the release of the information will be stayed pending review.

SECTION 5. AUTOMATIC RATE ADJUSTMENTS

(a) Annual inflation adjustment. In accordance with FCC regulations, the cable operator may adjust its capped base per channel rate for the basic service tier annually by the final GNP-PI index.

(b) Other external costs. (1) The FCC regulations also allow the cable operator to increase its rate for the basic service tier automatically to reflect certain external cost factors to the extent that the increase in cost of those factors exceeds the GNP-PI. These factors include retransmission consent fees, programming costs, state and local taxes applicable to the provision of cable television service, and costs of franchise requirements. The total cost of an increase in a franchise fee may be automatically added to the base per channel rate, without regard to its relation to the GNP-PI.

(2) For all categories of external costs other than retransmission consent and franchise fees, the starting date for measuring changes in external costs for which the basic service per channel rate may be adjusted will be the date on which the basic service tier becomes subject to regulation or February 28, 1994, whichever occurs first. The permitted per channel charge may not be adjusted for costs of retransmission consent fees or changes in those fees incurred before October 6, 1994.

(c) Notification and review. The cable operator shall notify the village at least 30 days in advance of a rate increase based on automatic adjustment items. The village shall review the increase to determine whether the item or items qualify as automatic adjustments. If the village makes no objection within 30 days of receiving notice of the increase, the increase may go into effect.

SECTION 6. ENFORCEMENT

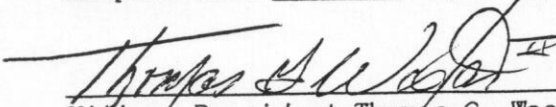
(a) Refunds. The village may order the cable operator to refund to subscribers a portion of previously paid rates under the following circumstances:

(1) A portion of the previously paid rates have been determined to be in excess of the permitted tier charge or above the actual cost of equipment; or

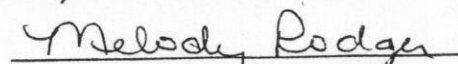
(2) The cable operator has failed to comply with a valid rate order issued by the village.

(b) Fines. If the cable operator fails to comply with a rate decision or refund order, the cable operator shall be subject to a forfeiture of \$500.00 for each day the cable operator fails to comply.

Adopted this 4th day of May 1994.


Village President-Thomas G. Wastart II

ATTEST:


Village Clerk-Melody Rodger

RESOLUTION 94-6

A RESOLUTION TO PROVIDE FOR THE REGULATION OF BASIC SERVICE TIER RATES AND RELATED EQUIPMENT, INSTALLATION AND SERVICE CHARGES OF ANY CABLE TELEVISION SYSTEM OPERATING IN THE VILLAGE OF OXFORD

WHEREAS, ON OCTOBER 5, 1992, Congress enacted the Cable Television Consumer Protection and Competition Act of 1992 which, among other things, provided that the basic service tier rates, and the charges for related equipment, installation and services, of a cable television system (hereinafter, "Basic Service Rates and Charges") shall be subject to regulation by a franchising authority in accordance with regulations prescribed by the Federal Communications Commission (hereinafter the "FCC"); and

WHEREAS, on April 1, 1993, the FCC prescribed such regulations in the Report and Order, In the Matter Consumer Protection and Competition Act of 1992: Rate Regulation, MM Docket 92-266, FCC 93-177 (released May 3, 1993) (hereinafter the "FCC Rate Regulations"); and

WHEREAS, the Village of Oxford (hereinafter, the "Village") is a franchising authority with the legal authority to adopt, and the personnel to administer, regulations with respect to the Basic Service Rates and Charges of any cable television system operating in the Village, including, without limitation, the system currently being operated by MW1 Cablesystems (hereinafter "the Company") pursuant to the Certification of Franchising Authority to Regulate Basic Cable Service Rates (hereinafter the "Franchise"); and

WHEREAS, the Village desires to regulate the Basic Service Rates and Charges of the Company and any other cable television system operating in the Village and shall do so in accordance with the FCC Rate Regulations, notwithstanding any different or inconsistent provisions in the Franchise;

NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE BOARD OF THE VILLAGE OF OXFORD, THAT:

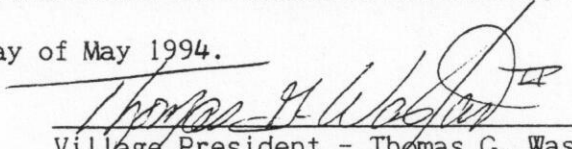
1. The Village will follow the FCC Rate Regulations in its regulation of the Basic Service Rates and Charges operating in the Village, notwithstanding any different or inconsistent provisions in the Franchise; and

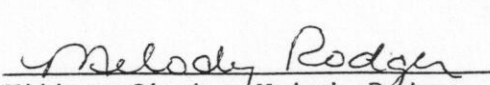
2. In connection with such regulation, the Village will ensure a reasonable opportunity for consideration of the views of interested parties; and

3. The Village President, or his or her designee, is authorized to execute on behalf of the Village and file with the FCC such certification forms or other instruments as are now or may hereafter be required by the FCC Rate Regulations in order to enable the Village to regulate Basic Service Rates and Charges; and

4. This Resolution shall be effective immediately.

Adopted this 4th day of May 1994.


Village President - Thomas G. Wastart II
ATTEST:


Village Clerk - Melody Rodger

ORDINANCE # 97-4

An ordinance providing for and approving the transfer of the cable television franchise in Village of Oxford Wisconsin (the "Franchise Authority") serving the area known as Oxford, granted pursuant to the Ordinance, dated 2/28/90, (the "Franchise Ordinance"); amending the Franchise Ordinance in certain respects; providing the publication of the caption; and providing the effective date of the transfer.

WHEREAS, by the Franchise Ordinance, and previously approved assignments of the Franchise Ordinance by the Franchise Authority (if applicable), Regional Cable TV (USA) Inc, ("Regional"), has been granted the authority to operate a cable television system(s) in the Village of Oxford: and

WHEREAS, Regional has requested that the Franchise Authority approve the proposed transfer and assignment of the Franchise Ordinance by Regional to Cable Systems Management of Iowa, Inc., and the Franchise Authority is willing to consent to such transfer and assignment.

NOW, THEREFORE, BE IT ORDAINED BY THE FRANCHISE AUTHORITY:

Section 1. Transfer of Franchise Ordinance. Pursuant to the Franchise Ordinance, consent and approval is hereby granted by the Franchise Authority for the transfer and assignment of the Franchise Ordinance by Regional to Cable Systems Management of Iowa, Inc. The presiding officer of the Franchise Authority or his designate is hereby authorized to execute the Consent to Assignment attached hereto as Annex 1.

Section 2. Ordinance Affirmed. All terms and provision of the Franchise Ordinance shall continue in full force and effect. As set forth in the Consent to Assignment, the Franchise Authority consents to the grant by Cable Systems Management of Iowa, Inc. of a security interest in the Franchise Ordinance to its lenders to secure indebtedness or other obligations incurred by Cable Systems Management of Iowa, Inc., with respect to the cable television system to be operated by Cable Systems Management of Iowa, Inc., pursuant to the Franchise Ordinance.

Section 3. Effective Date. The transfer of the Franchise Ordinance shall be effective upon the closing of the sale by Regional to Cable Systems Management of Iowa, Inc. of the cable television facilities. Cable Systems Management of Iowa, Inc., shall notify the Franchise Authority of the transfer of the Franchise Ordinance within thirty (30) days of such closing, and provide therewith a copy of the Assignment and Assumption of Franchise by which the Franchise Ordinance was transferred and assigned by Regional to Cable Systems Management of Iowa, Inc.

Section 4. Inconsistency. In the event any of the terms and provisions of any other ordinance or regulation of the Township, are inconsistent with the terms and provisions of this Ordinance, the terms and provisions of this Ordinance shall govern and control.

Section 5. Publication. The Township Clerk, as applicable, is hereby directed to publish and caption of this Ordinance in an appropriate local official newspaper and to comply otherwise with all applicable notice requirements of law.

Passed and approved on this 1st day of October, 1997.

Franchise Authority: Village of Oxford
By: Dennis Head
Print: Dennis Head

ATTEST: Melody Rodger

Print: Melody Rodger
Title: Clerk-Treasurer

(i.e. Township/County/Village Clerk, Supervisor, etc.)