

ORDINANCE NO. 2013-1

AN ORDINANCE GRANTING TEXSTAR MIDSTREAM SERVICES A PERMIT TO INSTALL ONE 12.750 INCH PIPELINE TRANSPORTING NATURAL GAS LIQUIDS ACROSS OR ALONG AND UNDER CERTAIN STREETS IN THE CITY; SETTING PERMIT FEES; PROVIDING FOR INDEMNIFICATION FROM LIABILITY TO THE CITY;

Whereas, TEXSTAR MIDSTREAM SERVICES (TexStar) desires a permit to lay, construct and install one 12.750 INCH Natural Gas Liquids pipeline in the City of JACINTO CITY, Texas, and

Whereas, it is determined that TexStar has properly applied for and paid for such permits and qualifies under the Ordinance and agrees to be bound by said Ordinance, Now Therefore;

BE IT ORDAINED BY THE CITY COUNCIL OF JACINTO CITY, TEXAS

SECTION 1. Permit Granted. TEXSTAR MIDSTREAM SERVICES (TexStar) is hereby granted a permit to construct, install and lay one 12.750 INCH pipeline within the City of JACINTO CITY within the boundaries described hereinbelow. The TexStar pipeline shall be for the purpose of transporting NATURAL GAS LIQUIDS with a Maximum pressure of 1250PSI and with a Maximum temperature of 105 degrees Farenhight and at a minimum depth of four feet covered and a minimum depth of six feet covered at all street crossings.

SECTION 2. Pipeline Location. TexStar is authorized to construct, install, and lay one 12.750 INCH pipeline within the boundaries and crossing under Lane Street, Munn Street, Market Street Road, and the East IH 10 Freeway in the CenterPoint Energy Corridor Easement in the City of JACINTO CITY, Texas, in accordance with the description and diagrams attached hereto and incorporated herein by reference for all purposes and designated as Exhibit "A".

SECTION 3. Permit Fees. TexStar shall pay an initial permit fee of \$1,500.00 upon the passage of this Ordinance and an annual fee of \$500.00 thereafter during each year the pipelines described hereinabove are in operation, the first payment shall be due and payable on or before September 1, 2013, and a like payment of \$500.00 to be paid on September 1, of each and every year thereafter during the time said pipelines are in operation.

SECTION 4. Indemnification. TexStar shall Indemnify and Hold the City of JACINTO CITY, Texas, Harmless from any and all claims, actions, damages, lawsuits, judgments, administrative proceedings, including all costs and reasonable attorney fees that may arise from the construction and operation of the pipeline permitted herein.

PASSED AND ADOPTED THIS THE 14th DAY OF FEBRUARY, 2013.

Gregg Robinson, Mayor

ATTEST:

Joyce Raines, City Secretary

PASSED AND ADOPTED ON THE SECOND AND FINAL READING HEREOF
ON THIS THE _____ DAY OF _____, 2013.

Gregg Robinson, Mayor

ATTEST:

Joyce Raines, City Secretary

APPROVED:

JIM L. DeFOYD, City Attorney