

AN ORDINANCE GRANTING TARGA, DOWNSTREAM, LLC. A PERMIT TO INSTALL ONE (1) TWELVE AND THREE QUARTER (12.75") INCH LOW ETHANE PROPANE GAS PIPELINE ACROSS OR ALONG AND UNDER CERTAIN STREETS AND EASEMENTS IN THE CITY; SETTING PERMIT FEES; PROVIDING FOR INDEMNIFICATION FROM LIABILITY TO THE CITY

Whereas, TARA, Inc., (TARGA) desire a permit to lay, construct and install one twelve and 3/4 (12.75") inch pipeline in the City of Jacinto City, Texas, pursuant to and subject to the Pipeline Transportation Ordinance #95-3 finally adopted on July 27, 1995, by the City Council of the City of Jacinto city and

Whereas, it is determined that TARGA 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. TARGA, Inc. (herein called TARGA) pursuant to the master "Pipeline Transportation" is hereby granted a permit to construct, install and lay one Propane gas trunk pipeline across, along and under the Easements and property lying within the City limits of Jacinto City, Texas, as described hereinbelow.

SECTION 2. Pipeline Location. TARGA is authorized to construct, install, and lay one (1) twelve and three quarter (12.75") inch LOW ETHANE PROPANE gas pipeline in the Easements and property lying in Jacinto City from the South side of IH-10 East along and under Market Street; Munn Street and Lane Street to its final destination outside the city limits of Jacinto City, Texas, and being more specifically described with the description and diagrams attached hereto and incorporated herein by reference for all purposes and designated herein as Exhibit "A".

SECTION 3. Permit Fees. TARGA 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 pipeline described hereinabove is 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 pipeline is in operation.

SECTION 4. Compliance with Pipeline Transportation Ordinance. TARGA shall comply with all of the terms, conditions and provisions of the City Pipeline Transportation Ordinance, a copy of which is attached hereto and incorporated herein by reference and designated as Exhibit "B".

PASSED AND ASOPTED THIS THE 20TH DAY OF NOVEMBER, 2012.

RACHEL NUNEZZ, Mayor

ATTEST:

JOYCE RAINES, City Secretary

PASSED AND ADOPTED on the second and final reading on the _____ of _____,
2012.

RACHEL NUNEZ, Mayor

ATTEST:

JOYCE RAINES, City Secretary

APPROVED:

JIM L. DeFOYD, City Attorney