

BEFORE THE BOARD OF COUNTY COMMISSIONERS  
FOR THE COUNTY OF LINCOLN  
ORDINANCE NO. 269

AN ORDINANCE AMENDING ORDINANCE #199, CHAPTER TWO, LINCOLN COUNTY  
CODE, SECTION 2.1100, AND DECLARING AN EMERGENCY

The Lincoln County Board of Commissioners hereby  
ordains as follows:

SECTION I:

Lincoln County Code (LCC) 2.1100, is hereby amended to  
read as follows:

"2.1100 Franchise Term

(1) The rights, privileges and franchise granted a franchisee pursuant to this ordinance shall begin on the date a franchise is granted and shall be considered as a continuing ten- (10) year franchise. On January 1st of each year, the franchise is without further action renewed for an additional ten- (10) year term unless at least thirty (30) days prior to January 1st of that year, one party notifies the other in writing of intent to terminate the franchise. Upon the giving of such notice of termination, the franchisee shall have a franchise terminating on December 31 of the eleventh (11) year following the date of notice of termination. The parties may later extend the term of, or reinstate the franchise, conditioning renewal upon mutual agreement. Nothing in this section restricts the Board from suspending, modifying, or revoking the franchise for cause, pursuant to Section 2.1085 of this ordinance.

(2) Section 2.1100, as amended this date, shall be effective with respect to franchises existing as of the date of passage of this ordinance only when the franchisee and the Board of Commissioners agree in writing. Otherwise, unless the Board finds that in the public interest a longer or shorter term is required, the term for a solid waste franchise shall be ten (10) years.

SECTION II:

EMERGENCY CLAUSE

This ordinance, being necessary for the immediate preservation of the public peace, health, safety, and welfare, an emergency is declared to exist and this ordinance takes effect on its adoption.

DATED this 15<sup>th</sup> day of June, 1988.

LINCOLN COUNTY BOARD OF COMMISSIONERS

Norma McMILLIN  
NORMA McMILLIN, Chairman

Frank ARMSTRONG  
FRANK ARMSTRONG, Commissioner

ABSENT  
ALBERTA BRYANT, Commissioner