

BOARD OF LIGHT AND POWER GRAND HAVEN, MICHIGAN

SUBJECT: Use of BLP Equipment

POLICY: Use of BLP Equipment

PROCEDURE:

I. Use of BLP Equipment

- A. The BLP's wires, poles and apparatus, together with any interconnections thereof, are the exclusive property of the BLP, and the connection of a customer's premises thereto does not entitle the customer to any use thereof except as necessary for the delivery of the BLP's service to the customer. Certain customer owned electric facilities may be permitted to be installed on BLP poles; however, a Pole License Agreement with the BLP must be executed prior to any such installation. The use of any part of the BLP's distribution or transmission system by the customer for carrying foreign electric currents for carrier current transmission, radio or telephone broadcasting or receiving is expressly prohibited.
- B. The BLP may enter into an agreement providing joint use of certain of its poles with a servicing telephone/communications company. The BLP may also enter into a rental agreement with a CATV company providing cable television service to customers within the BLP's service area. The use of any pole by a telephone/communications company or CATV company without first having entered into a written agreement with the BLP is prohibited.

The BLP may also issue revocable permits to any person(s) or organization(s), other than a utility or municipality, seeking to attach any wire, cable, facility or apparatus for the transmission of telecommunications or electricity. Upon application for permit, the applicant shall pay a nonrefundable application fee.

Any reconstruction work necessary to accommodate the facilities of the applicant shall be done by the BLP at the expense of the applicant.

The annual pole rental fee shall be as agreed in the Pole License Agreement. Poles found attached in the field without permission shall be subject to three years retroactive billing.

The BLP may exclude or limit certain facilities from its poles. Furthermore, any poles which, in the opinion of the BLP, are necessary for its sole use will be excluded from any pole attachment permit, joint use or rental agreements.

- C. The unauthorized attachment (including by painting or marking) of any signs, banners, lines, cables, equipment or any other matter to the BLP's poles is prohibited. Authorization may be granted by the BLP's General Manager or his designated representative based on purposes permitted by Michigan State law and local ordinances and requirements of governmental authority for the safety and welfare of the general public.
- D. The BLP may remove or cause to be removed without notice any unauthorized foreign matter from its poles at the expense of the customer, the person(s) attaching the unauthorized matter, or in the event neither can be identified, the individual, firm or

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organization which appears to be the primary sponsor, user or beneficiary of the unauthorized matter. The BLP will observe reasonable precaution to prevent any damage resulting from such removal, but will not be liable for any damage thereto.

- E. Any pole attachment must comply with all Federal, State and local rules and regulations, the National Electrical Safety Code, and the National Electric Code.

Adopted By The Board Of Light & Power On August 23, 2001

Effective September 1, 2001