

(d) to impose other remedies lawfully available to the County without terminating the franchise.

Section 3.36. Attorneys' Fees. In the event of an action at law or in equity by the County to enforce any provision of a franchise or this Ordinance against a franchisee, the franchisee shall pay to the County all reasonable attorneys' fees, expenses, and costs incurred by the County in enforcing the franchise or this Ordinance against the franchisee.

Section 3.37. Jurisdiction; Venue. In the event the County or a franchisee commences a lawsuit or other proceeding relating to or arising from a franchise or this Ordinance, the state or federal courts having jurisdiction over Lowndes County, Georgia for and over any such lawsuit or other proceeding that may arise under or in connection with the franchise or this Ordinance shall have jurisdiction. The location of any of such courts shall be proper venue for any such lawsuit or judicial proceeding.

Section 3.38. Third-Party Beneficiaries. A franchise shall not benefit nor confer any rights or remedies on any person or entity other than the County and the franchisee and their respective permitted successors and assigns.

Section 3.39. Nondiscrimination. A franchisee shall not discriminate against any person because of race, sex, creed, color, religion, or national origin in the offering or performing of the franchisee's residential solid waste collection services.

Section 3.40. Request for Renewal; No Vested Right to Renewal. A franchisee may request renewal of a franchise; provided, however, and notwithstanding anything in this Ordinance or the franchise to the contrary, the franchisee shall have no vested or contract right in any such renewal.

Section 3.41. Section Headings. The section headings herein are intended for reference and shall not by themselves determine the construction or interpretation of this Ordinance.

Section 3.42. Number and Gender. Where the context requires, the use of the singular form in this Ordinance and a franchise shall include the plural, the use of the plural shall include the singular, and the use of any gender shall include any and all genders.

Section 3.43. Authority of Franchisee. By making application for and executing a franchise, a franchisee warrants that the franchisee has the full right, power, legal capacity, and authority to accept and to enter into a franchise pursuant to this Ordinance and to perform each of the conditions, terms, requirements, provisions, and obligations of such franchisee set forth herein and that the execution of the franchise by and on behalf of the franchisee has been duly authorized by the franchisee.

Section 3.44. Execution in Counterparts. A franchise may be executed in two or more counterparts which when so executed shall constitute one and the same document.