

**MUNICIPALITY OF NORRISTOWN
A HOME RULE MUNICIPALITY
MONTGOMERY COUNTY, PENNSYLVANIA**

ORDINANCE NO. 23-01 of 2023

**ORDINANCE OF THE MUNICIPALITY OF NORRISTOWN AUTHORIZING
EXECUTION OF A CABLE FRANCHISE AGREEMENT BETWEEN THE
MUNICIPALITY AND
VERIZON PENNSYLVANIA LLC**

WHEREAS, the Franchisee is a “cable operator” and the Municipality is a “local franchising authority” in accordance with Title VI of the Communications Act (see 47 U.S.C. § 522(5), (10)) and the Municipality is authorized to grant one or more nonexclusive cable franchises to operate a Cable System within the Municipality pursuant to Title VI of the Communications Act;

WHEREAS, the Municipality granted to the Franchisee, effective as of November 8, 2016, a nonexclusive initial Franchise to install, maintain, extend, and operate a Cable System in the Municipality for a term of five (5) years (the “Initial Franchise”);

WHEREAS, the Franchisee has operated a Cable System in accordance with the Initial Franchise as of the Effective Date on its existing Telecommunications Facilities consisting of a Fiber to the Premises Telecommunications Network (“FTTP Network”) in the Municipality which also transmits Non-Cable Services pursuant to authority granted by applicable state law and Title II of the Communications Act, and which are not subject to Title VI of the Communications Act or this Agreement;

WHEREAS, the Franchisee has requested that the Municipality renew the Franchisee’s Franchise to provide Cable Service to residents of the Municipality;

WHEREAS, pursuant to and in accordance with applicable federal and state law, the Municipality undertook a process to determine whether it should renew the Initial Franchise and the terms for such a renewal;

WHEREAS, the Municipality has examined the past performance of the Franchisee and has identified the Municipality’s future cable-related needs and interests;

WHEREAS, following good faith negotiations between the parties, the Municipality and the Franchisee have agreed on the terms for a Franchise Renewal Agreement under which the Franchisee will continue to operate its Cable System in the Municipality; and

WHEREAS, the Municipality has determined that this Agreement and the process for consideration of this Agreement complies with all applicable federal, state, and local laws and regulations.

NOW THEREFORE, BE IT ORDAINED that the Municipal Council does hereby approve the cable franchise agreement negotiated with the Franchisee, including all of the terms and conditions contained therein, and does hereby authorize the execution of such agreement.

ENACTED AND ORDAINED this 7th day of March 2023.

ATTEST:

MUNICIPALITY OF
NORRISTOWN



Crandall Jones
Municipal Administrator/ Secretary



Thomas Lepera
President, Municipal Council

