

MUNICIPALITY OF NORRISTOWN
A HOME RULE MUNICIPALITY
MONTGOMERY COUNTY, PENNSYLVANIA

ORDINANCE NO. 23-03 of 2023

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

WHEREAS, pursuant to Title VI of the Communications Act, the regulations of the Federal Communications Commission (“FCC”) and Pennsylvania law, the Municipality is authorized to grant and renew franchises to construct, operate and maintain a Cable System utilizing Public Rights-of-Way and properties within the Municipality’s jurisdiction; and

WHEREAS, Comcast currently holds a cable franchise from the Municipality by virtue of a cable franchise agreement which expired on December 31, 2020; and

WHEREAS, Comcast has requested that the Municipality renew Comcast’s franchise to maintain, construct, operate, and maintain its Cable System over, under and along the aforesaid rights-of-ways for use by the Municipality’s residents; and

WHEREAS, the aforesaid Public Rights-of-Way used by Comcast are public properties acquired and maintained by the Municipality on behalf of the citizens of the Municipality, and the right to use said rights-of-way is a valuable property right; and

WHEREAS, the Municipality desires to protect and manage the aforesaid rights-of-way, establish standards of Subscriber service, maintain a technologically advanced Cable System, receive Franchise Fees for Comcast’s use of the Municipality’s public rights-of-ways as provided by federal law, obtain the use of an educational and governmental channel, establish certain reporting requirements, provide legal protections for the Municipality’s and meet the current and future cable-related needs of its residents; and

WHEREAS, the Municipality held a public hearing on the subject of cable franchise renewal, including reviewing the cable operator’s past performance and identifying the Municipality’s future cable-related community needs; 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; and

WHEREAS, the Municipality, after affording the public notice and opportunity for comment, has determined that the public interest would be served by renewing Comcast's franchise according to the terms and conditions contained herein; and

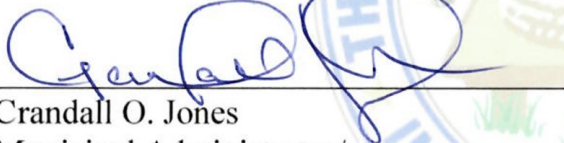
WHEREAS, the Municipality has determined that Comcast has the financial, legal and technical ability to provide Cable Services to Subscribers located in the Municipality;

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

ENACTED AND ORDAINED this 18th day of April, 2023.

ATTEST:

MUNICIPALITY OF NORRISTOWN



Crandall O. Jones
Municipal Administrator/
Municipal Secretary



Thomas Lepera
President, Municipal Council

