

ORDINANCE NO. 2024-05

AN ORDINANCE OF RADNOR TOWNSHIP, DELAWARE COUNTY, PENNSYLVANIA AUTHORIZING EXECUTION A CABLE FRANCHISE AGREEMENT FOR A FIVE-YEAR TERM BETWEEN RADNOR TOWNSHIP AND VERIZON PENNSYLVANIA LLC

WHEREAS, Radnor Township (“Township”) has negotiated a new cable franchise agreement with Verizon Pennsylvania LLC (“Franchisee”); and

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

WHEREAS, the Township previously granted to the Franchisee a nonexclusive initial Franchise to install, maintain, extend, and operate a Cable System in the Township which has since expired (the “Initial Franchise”); and

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 Township 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; and

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

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

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

WHEREAS, following good faith negotiations between the parties, the Township 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 Township; and


WHEREAS, the Township has determined that this Agreement and the process for consideration of this Agreement complies with all applicable federal, state and local laws and regulations, specifically Home Rule Charter, Section 3.01 E., requiring all franchise agreements to be approved by ordinance.

NOW, THEREFORE, be it hereby ***ENACTED*** and ***ORDAINED*** that the Radnor Township Board of Commissioners hereby approve the Agreement for a five-year term with Verizon Pennsylvania LLC, a copy of which is attached hereto and incorporated herein as Exhibit "A".

ENACTED AND ORDAINED this 17 day of June, 2024.

RADNOR TOWNSHIP

By: 
Maggy Myers, President

ATTEST: 
William White, Secretary