

CABLE TELEVISION

630 Attachment 1

City of Osage Beach

APPENDIX A

GLOSSARY

[R.O. 2006 Appendix A to Chapter 630]

ACTIVATED CHANNEL: Those channels engineered at the headend of a cable system for the provision of services generally available to residential subscribers of the cable system, regardless of whether such services actually are provided, including any channel designated for public, educational or governmental use.

AFFILIATE: A person that (directly or indirectly) owns or controls, is owned or controlled by, or is under common ownership or control with, another person. For purposes of this definition, the term "own" means to own an equity interest (or the equivalent thereof) or more than ten percent (10%).

BASIC CABLE SERVICE: Any service tier which includes the retransmission of local television broadcast signals.

CABLE CHANNEL OR CHANNEL: A portion of the electromagnetic frequency spectrum which is used in a cable system and which is capable of delivering a television channel (as television channel is defined by the Federal Communications Commission by regulation).

CABLE OPERATOR: Any person or group of persons:

1. Who provides cable service over a cable system and directly or through one (1) or more affiliates owns a significant interest in such cable system; or
2. Who otherwise controls or is responsible for, through any arrangement, the management and operation of such a cable system.

CABLE SERVICE:

1. The one-way transmission to subscribers of:
 - a. Video programming; or
 - b. Other programming service; and
2. Subscriber interaction, if any, which is required for the selection or use of such video programming or other programming service.

OSAGE BEACH CITY CODE

CABLE SYSTEM: A facility, consisting of a set of closed transmission paths and associated signal generation, reception and control equipment that is designed to provide cable service which includes video programming and which is provided to multiple subscribers within a community, but such term does not include:

1. A facility that serves only to retransmit the television signals of one (1) or more television broadcast stations;
2. A facility that serves subscribers without using any public right-of-way;
3. A facility of a common carrier which is subject, in whole or in part, to the provisions of Subchapter II of Chapter 5 of Title 47 of the United States Code, except that such facility shall be considered a cable system (other than for purposes of Section 541 (c) of Title 47 of the United States Code) to the extent such facility is used in the transmission of video programming directly to subscribers unless the extent of such use is solely to provide interactive on-demand services;
4. An open video system that complies with Section 653 of the Telecommunications Act of 1996; or
5. Any facilities of any electric utility used solely for operating its electric utility system.

COMMON CARRIER: Any person engaged as a common carrier for hire, in interstate or foreign communications by wire or radio or in interstate or foreign radio transmission of energy, except where reference is made to common carriers not subject to this Chapter, but a person engaged in radio broadcasting shall not, insofar as such person is so engaged, be deemed a common carrier.

FEDERAL AGENCY: Any agency of the United States, including the Federal Communications Commission.

FRANCHISE: An initial authorization or renewal thereof (including a renewal of an authorization which has been granted subject to Section 546 of Title 47 of the United States Code), issued by a franchising authority, whether such authorization is designated as a franchise, permit, license, resolution, contract, certificate, agreement or otherwise which authorizes the construction or operation of a cable system.

INTERACTIVE ON-DEMAND SERVICE: A service providing video programming to subscribers over switched network on an on-demand, point-to-point basis, but does not include services providing video programming prescheduled by the programming provider.

MULTICHANNEL VIDEO PROGRAMMING DISTRIBUTOR: A person such as, but not limited to, a cable operator, multichannel multipoint distribution service, a direct broadcast satellite service or a television receive-only satellite program distributor, who makes available for purchase, by subscribers or customers, multiple channels of video programming.

OTHER PROGRAMMING SERVICE: Information that a cable operator makes available to all subscribers generally.

CABLE TELEVISION

PUBLIC EDUCATION OR GOVERNMENTAL ACCESS FACILITIES:

1. Channel capacity designated for public, educational or governmental use; and
2. Facilities and equipment for the use of such channel capacity.

RADIO COMMUNICATION: The transmission by radio of writing, signs, signals, pictures and sounds of all kinds, including all instrumentalities, facilities, apparatus, and services (among other things, the receipt, forwarding, and delivery of communications) incidental to such transmission.

SERVICE TIER: A category of cable service or other services provided by a cable operator and for which a separate rate is charged by the cable operator.

TELECOMMUNICATIONS: The transmission, between or among points specified by the user, of information of the user's choosing, without change in the form or control of the information as sent and received.

TELECOMMUNICATIONS SERVICE: The offering of telecommunications for a fee directly to the public, or to such classes of users as to be effectively available directly to the public, regardless of the facilities used.

USABLE ACTIVATED CHANNELS: Activated channels of a cable system, except those channels whose use for the distribution of broadcast signals would conflict with technical and safety regulations as determined by the Federal Communications Commission.

VIDEO PROGRAMMING: Programming provided by, or generally considered comparable to programming provided by, a television broadcast station.