

ORDINANCE NO. 129-G-2023

**ORDINANCE OF THE TOWNSHIP OF EAST GOSHEN AUTHORIZING
EXECUTION OF A CABLE FRANCHISE AGREEMENT BETWEEN THE
TOWNSHIP AND
COMCAST OF SOUTHEAST PENNSYLVANIA, LLC AND
COMCAST OF PENNSYLVANIA, LLC**

WHEREAS, pursuant to the Cable Communications Policy Act of 1984, the Cable Television Consumer Protection and Competition Act of 1992, and the Telecommunications Act of 1996, the regulations of the Federal Communications Commission and Pennsylvania law, the Township of East Goshen (hereinafter the "Township") is authorized to grant franchises to construct, operate and maintain a cable system utilizing public rights-of-way and properties within the Township's jurisdiction; and

WHEREAS, Comcast of Southeast Pennsylvania, LLC and Comcast of Pennsylvania, LLC ("Comcast") currently holds a cable franchise from the Township by virtue of a cable franchise agreement which expires on December 31, 2024; and

WHEREAS, Comcast has requested that the Township renew Comcast's franchise to maintain, construct and operate its Cable System over, under, and along the aforesaid public rights-of-way; and

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

WHEREAS, the Township 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 Township's public rights-of-way as provided by federal law, obtain the use of an educational and governmental channel, establish certain reporting requirements, obtain certain services, provide legal protections for the Township, and meet the current and future cable-related needs of its residents; and

WHEREAS, the Township has determined that this new franchise agreement (the "Agreement" - a copy of which is attached hereto as Exhibit A) and the process for consideration of this Agreement complies with all applicable federal, state and local laws and regulations; and

WHEREAS, the Township has determined that the public interest would be served by renewing Comcast's franchise according to the terms and conditions contained herein;

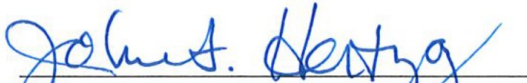
NOW THEREFORE, BE IT ORDAINED that the Township Board of Supervisors does hereby approve the cable franchise agreement negotiated with Comcast, including all of the terms and conditions contained therein, and does hereby authorize the execution of such agreement.


ENACTED AND ORDAINED this 15th day of August, 2023.

ATTEST:

TOWNSHIP OF EAST GOSHEN


Secretary, Derek J. Davis


John Hertzog, Chair


Michal P. Lynch, Vice, Chair


Cody Bright, Member


David E. Shuey, Member


Michele Truitt, Member