

RESOLUTION NO. 2023-022

**RESOLUTION OF THE BOROUGH OF SEWICKLEY AUTHORIZING
EXECUTION OF A CABLE FRANCHISE AGREEMENT BETWEEN THE
BOROUGH AND
COMCAST CABLE COMMUNICATIONS MANAGEMENT, 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 Borough of Sewickley (hereinafter the “Borough”) is authorized to grant franchises to construct, operate and maintain a cable system utilizing public rights-of-way and properties within the Borough’s jurisdiction; and

WHEREAS, Comcast Cable Communications Management, LLC (“Comcast”) currently holds a cable franchise from the Borough by virtue of a cable franchise agreement which expired on December 18, 2021; and

WHEREAS, Comcast has requested that the Borough 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 Borough on behalf of the citizens of the Borough, and the right to use said rights-of-way is a valuable property right; and

WHEREAS, the Borough 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 Borough’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 Borough, and meet the current and future cable-related needs of its residents; and

WHEREAS, the Borough has determined that this franchise agreement (the “Agreement”) and the process for consideration of this Agreement complies with all applicable federal, state and local laws and regulations; and

WHEREAS, the Borough 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 RESOLVED that the Borough 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.

RESOLVED this 12th day of December, 2023.

ATTEST:

BOROUGH OF SEWICKLEY



Donna M. Kaib, Borough Manager



President, Borough Council

Exhibit A - Franchise Agreement

Sewickley Police Department
601 Thorn Street, 1st Floor
Sewickley, PA 15143

Public Works
601 Thorn Street, Garage
Sewickley, PA 15143

Administration
2nd Floor Conference Room, Lobby and Managers
Office
601 Thorn Street
Sewickley, PA 15153

Wastewater Treatment Plant
Ferry & Chadwick Street
Sewickley, PA 15143