

**FILE OF THE CITY CLERK**

**ADMINISTRATION ORDINANCE NO. 10 - 2008**

**ADMINISTRATION BILL NO. 10 - 2008**

**INTRODUCED - JULY 8, 2008**

**ADOPTED BY COUNCIL - JULY 22, 2008**

**AN ORDINANCE OF THE COUNCIL OF THE CITY OF LANCASTER  
AUTHORIZING EXECUTION OF A CABLE FRANCHISE AGREEMENT  
BETWEEN THE CITY AND COMCAST OF SOUTHEAST 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 City is authorized to grant franchises to construct, operate and maintain a cable system utilizing public rights-of-way and properties within the City's jurisdiction; and

**WHEREAS**, Comcast currently holds a cable franchise from the City by virtue of the City Ordinance No. 12-1993, which has an effective date of January 1, 1993; and

**WHEREAS**, Comcast has requested a renewal of its franchise to maintain, construct, operate, and upgrade its Cable System over, under and along the aforesaid rights-of-ways for use by the City's residents; and

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

**WHEREAS**, the City desires to protect and manage the aforesaid rights-of-way, require high standards of customer service, ensure future technical improvements to maintain a technologically advanced cable system, obtain complimentary services for it public buildings, obtain educational and governmental channels, receive franchise fees for Comcast's use of the City's rights-of-ways as provided by federal law, establish certain reporting requirements and provide for the current and future cable-related needs of its residents; and

**WHEREAS**, the City held a public hearing on April 11, 2006 on the subject of cable franchise renewal, including reviewing the cable operator's past performance and identifying the City's future cable-related community needs; and

**WHEREAS**, the City has determined that Comcast has the financial, legal and technical ability to provide Cable Services to subscribers located in the City; and

**WHEREAS**, the City, 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.

**NOW THEREFORE, BE IT ORDAINED** that the Lancaster City 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 22nd day of July, 2008.

ATTEST:

CITY OF LANCASTER

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City Clerk

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J. Richard Gray, Mayor