

Section 12-1731.

(a) In the event of the failure of the franchisee to commence to render community television service to the residents of the County as contemplated and provided for by this franchise within a period of one year from the date necessary pole agreements are signed with the holders of public licenses as set forth in Section 12-1718 (a), which agreements the franchisee will use due diligence to obtain, the County Council shall have the right, on reasonable notice to the franchisee, to declare this franchise and the rights granted thereunder forfeited; provided, however, that failure to comply with this stipulation by reason of causes beyond the reasonable control of the franchisee, which could not be reasonably anticipated at the time of its acceptance by the franchisee, shall not be sufficient grounds to declare a forfeiture.

(b) If the franchisee shall fail to comply with any of the provisions of this franchise, or default in any of its obligations, except for causes beyond the reasonable control of the franchisee, as heretofore provided and shall fail, within thirty (30) days after written notice from the County to correct such default or non-compliance, the County Council shall have the right to revoke this franchise and all rights of the franchisee hereunder.

(c) Upon the termination of this franchise or any renewal thereof, the franchisee shall remove its posts, poles, television transmission and distribution system and other appurtenances from the streets, lanes, sidewalks, highways, alleys, bridges and other public places in the County and shall restore such streets, lanes, highways, sidewalks, alleys, bridges and other public places to their original condition.

(d) The franchisee may surrender this franchise at any time, upon filing with the County a written notice of its intention to do so, at least sixty (60) days before the surrender date. On the surrender date specified in such notice, all the rights and privileges, and all of the obligations, duties and liabilities of the franchisee under this Ordinance, shall cease and terminate, except that the franchisee shall have an additional six (6) months to remove its plant and equipment from County streets and all other public lands upon which it is located. At the end of said six (6) months, any property owned by the franchisee and not removed from County properties will become the property of the County, to do with as it may choose. Any costs accruing to the County in removing the franchisee's former possessions from County streets or land will be a claim against the franchisee.

Section 12-1732.

The franchise and rights herein granted shall take effect and be in force from and after the effective date of this Article and upon filing of acceptance by the franchisee with the Secretary to the County Council; provided, that if the acceptance is not filed within sixty (60) days from said effective date, the provisions of this franchise be null and void.