

BALTIMORE COUNTY

THE COUNCIL, WHICHEVER DATE IS LATER.

(G) NO CHARGE SHALL BE MADE TO THE COUNTY FOR THE USE OF THE COUNTY CHANNEL(S) OR TO THE SCHOOL SYSTEM FOR USE OF ITS CHANNEL(S). IN ADDITION, THE COMPANY WILL PROVIDE ONE, NON-COMMERCIAL, PUBLIC CHANNEL WITHOUT CHARGE TO COUNTY RESIDENTS. ADDITIONAL CHANNELS, MADE AVAILABLE ON A PUBLIC-ACCESS BASIS, MAY BE LEASED BY THE COMPANY ON RATES, TERMS AND CONDITIONS TO BE APPROVED, IN ADVANCE, BY THE COUNTY, AS PROVIDED IN SUBSECTION (C) HEREIN.

(H) THE COMPANY SHALL PROVIDE THE COUNTY AND SCHOOL SYSTEM WITH ADDITIONAL SERVICES AT A CHARGE TO BE SET BY THE COUNCIL, BUT NOT TO EXCEED SIXTY-SIX AND TWO-THIRDS PERCENT ($66 \frac{2}{3}\%$) OF THE CHARGE TO RESIDENTIAL SUBSCRIBERS OR THE CHARGE FOR SIMILAR SERVICE OFFERED BY THE APPROPRIATE COMMUNICATION COMMON CARRIER OPERATING WITHIN THE COUNTY, WHICHEVER IS LESS.

SECTION 2-15.8 ANNUAL FEES AND COMPENSATION TO THE COUNTY

(A) THE COMPANY SHALL PAY THE COUNTY AN INITIAL ANNUAL FEE OF THREE PERCENT (3%) OF ITS GROSS RECEIPTS. IF SUBSEQUENT TO THE GRANTING OF THIS FRANCHISE, THE FCC AUTHORIZES AND/OR APPROVES AN INCREASE IN THE ANNUAL FEE OVER AND ABOVE THE THREE PERCENT (3%) RATE, THE COMPANY SHALL PAY THE COUNTY SAID INCREASED FEE, UPON NOTIFICATION OF THE COMPANY BY THE COUNCIL. THE SAID ANNUAL COMPENSATION SHALL BE PAID ON OR BEFORE MARCH 15 AT THE TIME OF FILING THE ANNUAL FINANCIAL REPORT FOR THE PRECEDING CALENDAR YEAR.

(B) NO PAYMENTS OF THE ANNUAL FEE, OR OTHER JUSTIFIABLE CHARGES, THAT ARE MADE BY THE COMPANY TO THE COUNTY PURSUANT HERETO, SHALL BE CONSIDERED IN ANY MANNER AS IN THE NATURE OF A TAX, BUT SUCH PAYMENT SHALL BE MADE IN ADDITION TO ANY AND ALL TAXES WHICH ARE NOW OR MAY HEREAFTER BE REQUIRED GENERALLY OF COMMERCIAL ENTERPRISES IN THE COUNTY.

(C) THE ANNUAL FEE SCHEDULES SHALL BECOME OPERATIVE UPON THE EFFECTIVE DATE HEREOF AND SHALL REMAIN IN EFFECT DURING THE TERM HEREOF, UNLESS SUPERSEDED BY ACTIONS OF FEDERAL, STATE, OR OTHER REGULATORY AGENCIES.