

BALTIMORE COUNTY

AN ACT to effect the following changes in the CATV act enacted by Bill No. 89, 1972 (codified as Sections 2-15.1 through 2-15.26 of the Baltimore County Code (1972 Cumulative Supplement) as amended by Bill No. 13, 1973 to provide the procedure for the County to exercise its option to renew the franchise, to waive free service on additional access channels, to provide that council approval of nonsubscriber rates be as permitted by the Federal Communications Commission, to raise the amount of cash security to be deposited by the company during the term of its franchise and to require the company to post a performance bond in addition to said cash security, by repealing and re-enacting with amendments subsections 2-15.3(b), 2-15.5(d), 2-15.7(c) and (g), 2-15.14(a) and (b) of the Baltimore County Code, 1968, (1972 Cumulative Supplement) as amended by Bill No. 13, 1973, title "Administration", Article I. In General.

SECTION 1. BE IT ENACTED BY THE COUNTY COUNCIL OF BALTIMORE COUNTY, MARYLAND, that subsection 2-15.3(b) of the Baltimore County Code, 1968, (1972 Cumulative Supplement), title "Administration", Article I. In General, be and it is hereby repealed and re-enacted with amendments, to read as follows:

Section 2-15.3 Non-Exclusive Franchise

(b) The franchise shall become effective on the date on which the Council notifies the Company that the franchise has been awarded, pursuant to this Act and in conformance with the County Code. The franchise shall remain in effect for fifteen (15) years, unless sooner terminated as hereinafter provided. The Company shall have the option to [continue operations, for a further ten year period, subject to the approval of the County Council which] APPLY IN WRITING AT LEAST SIX MONTHS PRIOR TO THE EXPIRATION OF THE FRANCHISE TO CONTINUE OPERATION FOR A FURTHER TEN YEAR PERIOD WHICH RENEWAL IS CONTINGENT UPON A SHOWING AT A PUBLIC HEARING TO THE COUNTY'S SATISFACTION THAT THE FRANCHISEE REMAINS FULLY QUALIFIED AND HAS SATISFACTORILY PERFORMED UNDER THE ORDINANCE. SUBJECT TO THESE CONDITIONS THE GRANT OF A RENEWAL BY THE COUNTY COUNCIL shall not be arbitrarily withheld.

SECTION 2. BE IT FURTHER ENACTED, that subsections 2-15.5(d), 2-15.7(c) and (g), 2-15.14(a) and (b) of said Code, title and article, as amended by Bill No. 13, 1973, be and they are hereby repealed and re-enacted with amendments, to read as follows: