

Grant of the Cable Franchise and
Approval of the Cable Franchise Agreement
Sponsored by: Councilmember Wells

LEGISLATIVE RESOLUTION 22-0-10

RESOLUTION AND ORDINANCE
OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF UNIVERSITY
PARK GRANTING A RENEWAL OF THE CABLE FRANCHISE TO COMCAST OF
MARYLAND, LLC AND AUTHORIZING A FRANCHISE AGREEMENT

WHEREAS, pursuant to §5-201 *et seq.* of the Local Government Article, Annotated Code of Maryland, the Mayor and Common Council of the Town of University Park (hereinafter, the “Town has the power to pass such ordinances as it deems necessary to protect the health, safety and welfare of the citizens of the municipality;

WHEREAS, the Mayor and Council have the power under §5-204(d) of the Local Government Article, Annotated Code of Maryland, to grant non-exclusive cable franchises; and

WHEREAS, the Mayor and Council have adopted a cable ordinance to govern cable franchises that are located within the Town; and

WHEREAS, the Town entered into a cable franchise agreement with Comcast of Maryland, LLC which ended in 2015, but has been extended during the negotiation of the renewal of the franchise agreement; and

WHEREAS, the Mayor and Council authorized the negotiation of the renewal of the franchise agreement with Comcast of Maryland, LLC and said proposed agreement has been prepared and presented to the Mayor and Council; and

WHEREAS, the Mayor and Council have determined that it is in the public interest to renew the cable franchise with Comcast of Maryland, LLC, within the corporate limits of the City, on condition that Comcast of Maryland, LLC. enter into a franchise agreement in substantially the

CAPS
[Brackets]
Asterisks ***

: Indicate matter added to existing law.
: Indicate matter deleted from law.
: Indicate matter remaining unchanged in existing law but not set forth in Ordinance

form as attached to this Ordinance.

Section 1. NOW THEREFORE, BE IT ORDAINED AND ENACTED, by the Mayor and Common Council of Town of University Park the renewal of the non-exclusive right to construct and operate a cable television system along the public rights of way in the Town of University Park is hereby granted to Comcast of Maryland, LLC, subject to the provisions of Chapter 11, "Cable Television" of the Town Code and a franchise agreement between the Town and Comcast Cable, LLC in a form substantially similar to that attached to this Ordinance. The Mayor is authorized to endorse the franchise agreement on behalf of the Town.

Section 2. Be it further resolved that this resolution shall become effective twenty (20) day after enactment by the Mayor and Common Council of University Park, Maryland. If any section, subsection, provision, sentence, clause, phrase or word of this Ordinance is for any reason held to be illegal or otherwise invalid by any court of competent jurisdiction, such invalidity shall be severable, and shall not affect or impair any remaining section, subsection, provision, sentence, clause, phrase or word included within this Ordinance, it being the intent of the Town that the remainder of the Ordinance shall be and shall remain in full force and effect, valid and enforceable.

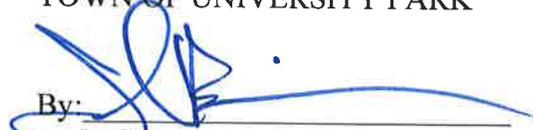
Section 3: Be it further resolved that a complete and exact copy of this proposed Ordinance shall be posted on the entrance door of the Town Building of University Park, Maryland, for a period of not less than ten (10) days, and a fair summary of this Ordinance shall be published at least once in a newspaper having general circulation in the community.

APPROVED this 7th day of December, 2022.

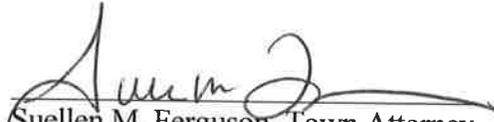
ATTEST:

MAYOR AND COMMON COUNCIL
TOWN OF UNIVERSITY PARK


Alicandra Hegeman, Town Clerk

By: 
Joel T. Bermann, Mayor

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:


Suellen M. Ferguson, Town Attorney