

ORDINANCE
OF THE TOWN OF NORTH BRENTWOOD 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 Town of North Brentwood (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 Town 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 Town, on condition that Comcast of Maryland, LLC enter into a franchise agreement in substantially the form as attached to this Ordinance.

Section 1. NOW THEREFORE, BE IT ORDAINED AND ENACTED, by the Mayor

and Town Council of North Brentwood 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 North Brentwood is hereby granted to Comcast of Maryland, LLC, subject to the provisions of Chapter 97, "Cable Communications" 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 ENACTED that this Ordinance shall take effect shall become effective at the expiration of eleven (11) calendar days following adoption by the Council and approval by the Mayor or passage by the Council over the Mayor's veto and the proposed ordinance shall be posted on an official bulletin board to be maintained by the Council in a public place until it is approved or disapproved pursuant to the Charter.

Section 3. BE IT FURTHER ENACTED that as of the Effective Date of this Ordinance the referenced Franchise Agreement, that is in a form substantially similar to that attached to this Ordinance, shall be and is incorporated herein by reference and to the extent there is a conflict between the terms of Chapter 97, "Cable Communications" of the Town Code and said Franchise Agreement, the terms of the Franchise Agreement shall control.

Section 4. BE IT FURTHER ENACTED that 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.


INTRODUCED by the Town Council of North Brentwood at a regular meeting on the 21_ day of __October_____, 2024.

ADOPTED by the Mayor and Town Council of North Brentwood at a regular public meeting on the __21__ of __October_____, 2024.

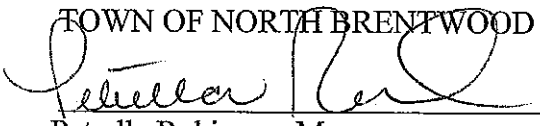
THIS ORDINANCE IS ADOPTED ON THE __18__ DAY OF _____November__, 2024.

Aye 3
Nay 0
Absent 0
Abstain 0

Approved: _____

ATTEST:


Patricia Page, Town Clerk

TOWN OF NORTH BRENTWOOD


Petrella Robinson, Mayor