

ORDINANCE NO. 136

**ORDINANCE OF HONEY BROOK TOWNSHIP AUTHORIZING EXECUTION
OF A CABLE FRANCHISE AGREEMENT BETWEEN THE TOWNSHIP AND
SERVICE ELECTRIC CABLEVISION, INC.**

WHEREAS, pursuant to the Communications Act of 1934, as amended, including the Cable Communications Policy Act of 1984, the Cable Television Consumer Protection and Competition Act of 1992, the Telecommunications Act of 1996, the regulations of the Federal Communications Commission and Pennsylvania law, Honey Brook Township is authorized to grant and renew franchises to construct, reconstruct, operate, maintain and upgrade a cable system utilizing public rights-of-way and private easements properties within the Township's jurisdiction; and

WHEREAS, Service Electric Cablevision, Inc. ("Service Electric") currently holds a cable franchise from the Township by virtue of a cable franchise agreement dated March 7, 1991; and

WHEREAS, Service Electric has requested that the Township renew Service Electric's franchise to construct, reconstruct, operate, maintain and upgrade its cable system over, under and along the aforesaid rights-of-ways; and

WHEREAS, the aforesaid public rights-of-way used by Service Electric are public properties acquired and maintained by the Township at significant expense to the Township's taxpayers and the right to use said rights-of-way is a valuable property right; and

WHEREAS, the Township desires to protect and manage the aforesaid public rights-of-way, require high standards of customer service, ensure future technical improvements to maintain a state-of-the-art cable system, obtain certain complimentary services for its community facilities, establish certain reporting requirements, reserve the right for an educational and governmental channel, receive financial compensation for Service Electric's use of the Township's rights-of-ways, and provide for the current and future cable-related needs of its residents, all in a manner consistent with applicable law; and

WHEREAS, the Township held a public hearing on the subject of cable franchise renewal, including reviewing the cable operator's past performance and identifying the Township's future cable-related community needs; and

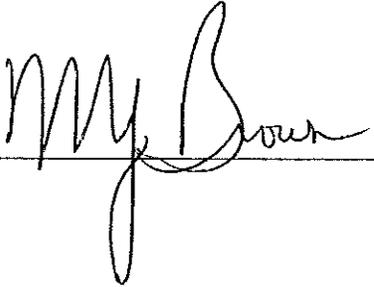
WHEREAS, the Township has determined that Service Electric has the financial, legal and technical ability to construct, reconstruct, operate, maintain and upgrade a cable system, and to provide cable services to subscribers located in the Township; and

WHEREAS, the Township, after affording the public notice and opportunity for comment, has determined that the public interest would be served by renewing Service Electric's franchise according to the terms and conditions contained herein.

NOW THEREFORE, BE IT ORDAINED that the Honey Brook Township Board of Supervisors does hereby approve the cable franchise agreement negotiated with Service Electric, including all of the terms and conditions contained therein, and does hereby authorize the execution of such agreement.

ENACTED AND ORDAINED this 12 day of March, 2008.

ATTEST:



HONEY BROOK TOWNSHIP



Chairman, Board of Supervisors