

TOWN OF WEST PARIS
CABLE TV ORDINANCE

Section I. Purpose

This ordinance is designed to regulate use of public ways, roads and streets to carry wire or cable for transmission of radio and television signals, and to establish conditions governing any grant of franchise for such use.

Section II. Scope

This ordinance applies throughout the Town of West Paris.

Section III. Authority

This ordinance is adopted pursuant to Title 30, MRSA, Section 2151.

Section IV. Requirement

No person, firm or corporation shall install, maintain or operate on West Paris's public ways, roads and streets, any equipment or facilities for the reception or transmission of radio and television signals, without first having obtained written permission from the Town.

Section V. Franchise Terms

a. West Paris's Selectmen may contract on such terms and conditions as are in the best interests of the Town and its residents with one or more persons or companies for provision of cable television involving the use of public ways, roads and streets, and may grant a franchise or franchises for a period not to exceed fifteen (15) years.

b. Applicants for a franchise shall pay the Town a non-refundable filing fee in an amount adequate to defray the cost of public notice and advertising expenses relating to such application. The applications shall be filed with the Town Clerk and shall contain such information as the Town may require, including but not limited to a general description of the applicant's proposed operation, a schedule of proposed charges, a statement detailing its business or corporate organization with a financial statement for the two previous fiscal years, an estimated (15) year financial projection of its proposed system and its proposed annual town franchise fee or the basis for same, and a statement detailing the prior operational experience of the applicant in both CATV and Microwave service including that of its officers, management and staff to be associated with the proposed operation.

c. Said franchise may be revoked by the Selectmen for good and sufficient cause after due notice to the franchisee with the right to appeal to the Oxford County Superior Court under Rule 80-B of the Maine Rules of Civil Procedure.

Section VI. Public Hearing

Before authorizing the issuance of any such franchise, the Selectmen of West Paris shall review the applicant's reputation, financial and technical qualifications and the adequacy and feasibility of its qualifications to operate a CATV system throughout the Town, and shall conduct a public hearing thereon with at least seven days advertised notice prior to said public hearing.

Section VII. Bond and Insurance

Upon the execution of any such franchise contract the franchisee shall file a surety company performance bond in the amount of \$100,000 conditioned upon the faithful performance of said contract and full compliance with any laws, ordinances, or regulations governing said franchise, and also evidence of such public liability insurance coverage as the Selectmen may require. Said performance bond may, at the discretion of the Selectmen, be reduced to \$50,000 upon the completion of the installation of said system as per said contract.

Ordinance accepted, after hearing, on October 5, 1984
at 8:25 pm.

True Copy, AMCESTA
Dwight A. Ellingwood
Dwight A. Ellingwood
Town Clerk
West Paris, Maine
10/5/84

Hugh C. ...
Phillip W. ...