

TITLE 9

Public Utilities

Chapter 1 Cable Television

Title 9 ► Chapter 1

Cable Television

9-1-1 Transfer of Cable Television Franchise

Sec. 9-1-1 Transfer of Cable Television Franchise.

(a) **Background.**

- (1) The cable television franchise in the Town of Friendship (the "Franchise") is currently owned and operated by Star Cablevision Group ("Franchisee");
- (2) The Franchisee has entered into a Purchase Agreement dated November 12, 1993 (the "Purchase Agreement") between Franchisee and Marcus Cable Partners, L.P. ("Marcus"), and the Town Board has received a request from the Franchisee for approval to assign the franchise and transfer the CATV Ordinance from the Franchisee to Marcus;
- (3) Marcus, as the proposed assignee and transferee of Franchisee, from and after the date of the closing of the transactions described in the Purchase Agreement, shall assume and agree to perform each and every obligation of the Franchisee under the Franchise;
- (4) The Town's ordinances require the Town Board to approve said transfer;
- (5) The Town is not aware of any current default of the terms and conditions of the franchise agreement or CATV ordinance.

(b) **Transfer.**

- (1) The Town Board of the Town of Friendship finds that the sale, transfer and assignment of the rights, responsibilities and benefits of the Franchisee under the Franchise from Franchisee to Marcus is hereby permitted and approved.
- (2) The consent to transfer herein provided shall be effective upon and only effective concurrent with the closing of the transactions described in the Purchase Agreement and Marcus shall notify the Town promptly upon the closing of such transactions.