

ORDINANCE NUMBER 70-4

INTRODUCED BY: H. F. GREEN, COMMISSIONER

AN ORDINANCE OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA, GRANTING A NON-EXCLUSIVE FRANCHISE TO GATEWAY CABLE T.V., INC. TO OPERATE AND MAINTAIN A COMMUNITY ANTENNA TELEVISION SYSTEM IN THE COUNTY OF ST. JOHNS, OUTSIDE OF THE BOUNDARIES OF ANY INCORPORATED TOWN OR CITY, PROVIDING FOR REGULATIONS, FRANCHISE FEE AND PROVIDING EFFECTIVE DATE.

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA:

Section I. There is hereby granted by the County of St. Johns to Gateway Cable T. V., Inc., a Florida corporation, the right and privilege to construct and maintain a community antenna television system within the boundaries of said county, over, under and across all county roads, streets, alleys and public ways, outside of the limits of any incorporated city or town.

Section II. The privilege hereby granted is subject to such reasonable rules and regulations as the county shall hereafter adopt by resolution or ordinance, and subject to rules and regulations as are now or may be hereafter enacted by any Federal or State of Florida agency having jurisdiction; also subject to the rules and regulations as provided in Ordinance #218-A and 281-A of the City of St. Augustine, Florida.

Section III. The rates to be charged by grantee during the term of this franchise shall never exceed those authorized and approved by the City of St. Augustine, Florida.

Section IV. This non-exclusive franchise shall be for a period of 5 years from the date of the passage of this ordinance, and renewal from year to year at the option of the county.

Section V. The company shall pay to the county a fee from the gross revenue received by it from the operation of the system, outside of the boundaries of any incorporated town or city, from the commencement of its operation, six per cent (6%) of its gross revenue for the first year thereof, and thereafter for the remaining term of this ordinance seven per cent (7%) of the gross yearly revenue received. Such payments shall be made semi-annually and shall be due within thirty (30) days after the close of the preceding six (6) months period.

Section VI. Should the company violate any of the provisions of this ordinance or any reasonable rules and regulations, or other laws pertaining to the operation of the system, and such violation continues for a period of thirty (30) days, after written notice to the company, all rights hereunder shall be terminated at the option of the county.

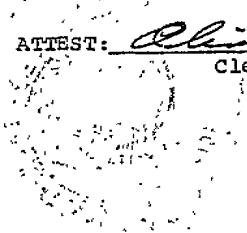
Section VII. This ordinance shall take effect immediately upon receipt of official acknowledgment by the Office of the Secretary of State, to the Clerk of the Board of County Commissioners, that same has been filed.

PASSED by the County Commission of the County of St. Johns, State of Florida, this 9th day of June, A. D. 1970.

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

By: *A. P. ...*
Its Chairman

ATTEST: *Clin ...*
Clerk



Meeting
June 9
Ordinance
No. 70-4

The St. Augustine Record

PUBLISHED EVERY AFTERNOON EXCEPT SUNDAY
ST. AUGUSTINE AND ST. JOHNS COUNTY, FLORIDA

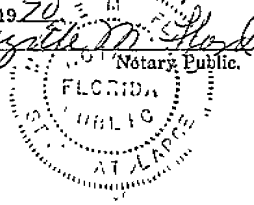
STATE OF FLORIDA, }
COUNTY OF ST. JOHNS. }

Before the undersigned authority personally appeared _____
A. H. Tebault who on oath says that he is
Editor-General Manager of the St. Augustine Record, a
daily newspaper published at St. Augustine in St. Johns County, Florida;
that the attached copy of advertisement, being a Legal Notice
Consideration of Passage
_____ in the matter of Ordinance
_____ in the _____ Court,
was published in said newspaper in the issues of _____
May 15, 1970

Affiant further says that the St. Augustine Record is a newspaper published at St. Augustine, in said St. Johns County, Florida, and that the said newspaper has heretofore been continuously published in said St. Johns County, Florida, each day, except Sundays, and has been entered as second class mail matter at the post office in the City of St. Augustine, in said St. Johns County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

Sworn to and subscribed before me
this 19th day of May, _____

A. D. 1970
Marilyn M. Wood
(SHAL) _____ Notary Public.



Notary Public, State of Florida
My Comm. Expires Oct. 2, 1972
Printed at the Florida & Louisiana Co.

A. H. Tebault

COPY OF ADVERTISEMENT

NOTICE IS HEREBY GIVEN THAT THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AT ITS REGULAR MEETING ON JUNE 9, 1970, WILL CONSIDER THE PASSAGE OF THE FOLLOWING ORDINANCE:

AN ORDINANCE OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA, GRANTING A NON-EXCLUSIVE FRANCHISE TO GATEWAY CABLE T.V., INC. TO OPERATE AND MAINTAIN A COMMUNITY ANTENNA TELEVISION SYSTEM IN THE COUNTY OF ST. JOHNS, OUTSIDE OF THE BOUNDARIES OF ANY INCORPORATED TOWN OR CITY, PROVIDING FOR REGULATIONS FRANCHISE FEE AND PROVIDING EFFECTIVE DATE.

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA:

Section I. There is hereby granted by the County of St. Johns to Gateway Cable T.V., Inc., a Florida corporation, the right and privilege to construct and maintain a community antenna television system within the boundaries of said county, over, under and across all county roads, streets, alleys and public ways, outside of the limits of any incorporated city or town.

Section II. The privilege hereby granted is subject to such reasonable rules and regulations as the county shall hereafter adopt by resolution or ordinance, and subject to rules and regulations as are now or may be hereafter enacted by any Federal or State of Florida agency having jurisdiction; also subject to the rules and regulations as provided in Ordinance 218-A and 281-A of the City of St. Augustine, Florida.

Section III. The rates to be charged by grantee during the term of this franchise shall never exceed those authorized and approved by the City of St. Augustine, Florida.

Section IV. This non exclusive franchise shall be for a period of 3 years from the date of the passage of this ordinance, and renewal from year to year at the option of the county.

Section V. The company shall pay to the county a fee from the gross revenue received by it from the operation of the system, outside of the boundaries of any incorporated town or city, from the commencement of its operation, six per cent (6%) of the gross revenue for the first year thereof, and thereafter for the remaining term of this ordinance seven per cent (7%) of the gross yearly revenue received. Such payments shall be made semi-annually and shall be due within thirty (30) days after the close of the preceding six (6) months period.

Section VI. Should the company violate any of the provisions of this ordinance or any reasonable rules and regulations, or other laws pertaining to the operation of the system, and such violation continues for a period of thirty (30) days, after written notice to the company all rights hereunder shall be terminated at the option of the county.

Section VII. This ordinance shall take effect immediately upon receipt of official acknowledgement by the office of the Secretary of State, to the Clerk of the Board of County Commissioners that same has been filed.

BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY FLORIDA
By OLIVER LAWTON
ITS CLERK
MIS-L, 527 Adv.



TOM ADAMS
SECRETARY OF STATE

Secretary of State . . .

STATE OF FLORIDA
THE CAPITOL
TALLAHASSEE 32304

1970 JUN 13 7 0 13

OLIVER LAWTON
CLERK

June 12, 1970

Honorable Oliver Lawton
Clerk of the Circuit Court
St. Johns County
St. Augustine, Florida 32084

Dear Mr. Lawton:

Pursuant to the provisions of Chapter 69-32, Laws of Florida, Regular Session 1969, this will acknowledge your letter of June 10 and certified copy of St. Johns County Ordinance No. 70-4, which was officially filed in this office on June 12, 1970.

Trusting that you will feel free to call upon us whenever we may be of service, I remain

Sincerely, .

TOM ADAMS
Secretary of State

By *William L. Griffin*
William L. Griffin, Chief
Bureau of Laws and
Administrative Code

WLG/lc