

ORDINANCE NUMBER 75-1

INTRODUCED BY: Commissioner Green

AN ORDINANCE OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA, AMENDING ORDINANCE NO. 74-9, WHICH GRANTED 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; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH, AND PROVIDING TIME FOR TAKING EFFECT.

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

Section 1. That Section II of Ordinance 74-9 be, and the same is hereby amended to read as follows:

"Section II. The rates to be charged by the grantee during the term of this franchise shall never exceed those authorized and approved by the City of St. Augustine, Florida. The initial rates were approved by the Board of County Commissioners after a full public proceeding affording due process of law, and any increases in rates will be subject to the same procedures. During the term created by this Franchise Ordinance, the Company shall not charge in excess of \$25.00 as an attachment fee for a single standard outlet, and shall not charge in excess of \$6.00 per month per outlet to an individual customer during the year 1975, and shall not charge in excess of \$7.00 per month per outlet to an individual customer commencing January 1, 1976. The Company may not require a customer to continue to receive or to pay for the services of the company any longer than the customer may desire. Multiple attachments shall not exceed \$1.50 for each individual outlet in excess of one. The aforesaid rates and charges have been approved by the franchising authority after a full public hearing affording due process."

Section 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 3. This ordinance shall take effect immediately upon receipt of official acknowledgment of the Office of the Secretary of State, to the Clerk of the Board of County Commissioners, that same have been filed.

PASSED by the County Commission of the County of St. Johns, State of Florida, this 14th day of January, A. D. 1975.

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

By: Robert E. Austin
Its Chairman

ATTEST: Oliver L. Leland
Clerk

15-1.

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 _____
W. W. Wilson who on oath says that he is
_____ 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
Notice of Passage of Ordinance,
_____ in the matter of _____
Gateway Cable T.V., Inc.
_____ in the _____ Court,
was published in said newspaper in the issues of _____
December 13, 1974.

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 13 day of January, 1975
A. D. 1975
Margie McLeod
(SEAL) Notary Public.

NOTICE IS HEREBY GIVEN THAT THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AT ITS REGULAR MEETING ON JANUARY 14, 1975, AT 9:00 A.M., IN THE COUNTY COMMISSIONERS ROOM, ST. JOHNS COUNTY COURTHOUSE, ST. AUGUSTINE, FLORIDA, WILL CONSIDER THE PASSAGE OF THE FOLLOWING ORDINANCE:
AN ORDINANCE OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA, AMENDING ORDINANCE NO. 74-9, WHICH GRANTED 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, REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH, AND PROVIDING TIME FOR TAKING EFFECT.
BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA:
Section 1. That Section 11 of Ordinance 74-9 be, and the same is hereby amended to read as follows:
"Section 11. The rates to be charged by the franchise during the term of this franchise shall never exceed those authorized and approved by the City of St. Augustine, Florida. The initial rates were approved by the Board of County Commissioners after a full public hearing proceeding after a full public hearing affording due process of law, and any increases in rates will be subject to the same procedures. During the term created by this franchise Ordinance, the Company shall not charge in excess of \$25.00 as an attachment fee for a single standard outlet, and shall not charge in excess of \$3.00 per month per outlet to an individual customer during the year 1975, and shall not charge in excess of \$7.00 per month per outlet to an individual customer commencing January 1, 1976. The Company may not require a customer to continue to receive or to pay for the services of the company any longer than the customer may desire. Multiple attachments shall not exceed \$1.50 for each individual outlet in excess of one. The aforesaid rates and charges have been approved by the franchising authority after a full public hearing affording due process."
Section 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed.
Section 3. 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.
BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA
By: Oliver Lawton
Its Clerk
D13-L 226 Adv.

Printed and Published by the St. Augustine Record, Inc., St. Augustine, Florida.
Second Class Postage Paid at St. Augustine, Florida.
Postmaster: Please send address changes to St. Augustine Record, Inc., P.O. Box 1000, St. Augustine, Florida 32084.



BRUCE A. SMATHERS
SECRETARY OF STATE

Secretary of State

STATE OF FLORIDA
THE CAPITOL
TALLAHASSEE 32304

FILED

1975 JAN 17 AM 8 08

January 16, 1975

Oliver Lawton
CLERK CIRCUIT COURT
BY _____ DEPUTY CLERK

Honorable Oliver Lawton, Clerk
St. Johns County Board of County
Commissioners
Post Office Drawer 299
St. Augustine, Florida 32084

Attention: Marie Spaulding, Deputy Clerk

Dear Mr. Lawton:

Pursuant to the provisions of Section 125.66, Florida Statutes, this will acknowledge receipt of certified copies of two Saint Johns County Ordinances, Nos. 75-1 and 75-2, which were received and filed in this office on January 16, 1975.

Kindest regards.

Cordially,

BRUCE A. SMATHERS
Secretary of State

By *Nancy Kavanaugh*
(Mrs.) Nancy Kavanaugh
Chief, Bureau of Laws

NK/mb