

ORDINANCE NO.
23-12-12
TOWNSHIP OF KEENE
ORDINANCE TO APPROVE, WITH RESERVATIONS, A UNIFORM VIDEO
SERVICES FRANCHISE AGREEMENT SUBMITTED BY SPECTRUM
MID-AMERICA, LLC

THE TOWNSHIP OF KEENE ORDAINS:

Section 1. Purpose. On January 1, 2007, the Uniform Video Service Local Franchise Act, 2006 P.A. 480, MCL 484.3301 et al, as amended ("Act 480") became effective. Act 480 requires that local units of government approve a uniform video service local franchise agreement once it is considered complete by the municipality. The purpose of this Ordinance is to approve the application submitted by Spectrum Mid-America, LLC ("Spectrum").

Section 2. Uniform Video Services Local Franchise Approved. The Township approves the Uniform Video Service Local Franchise Agreement submitted by Spectrum, attached as Appendix 1 to this Ordinance.

Section 3. Reservations of Rights. The Township's approval of this Ordinance is not a waiver of or an acknowledgement that Act 480 meets the requirements of the Michigan Constitution, United States Constitution, or other Federal or Michigan law. If it is later determined by a court of competent jurisdiction, the Michigan Public Service Commission, the Federal Communications Commission, or any other agency or tribunal with jurisdiction that Act 480 or any of its provisions are unconstitutional, unlawful or unenforceable, the Township reserves the right to take any action necessary, including, but not limited to, repealing this Resolution and Ordinance and reinstating any franchise in effect on January 1, 2007, to comply with any order, judgment or ruling involving Act 480 or any of its provisions.

Section 4. Validity and Severability. Should any portion of this Ordinance be found invalid for any reason, such holding shall not be construed as affecting the validity of the remaining portions of this Ordinance.

Section 5. Repealer Clause. Any ordinances, resolutions or parts of ordinances or resolutions, in conflict herewith are hereby repealed only to the extent necessary to give this Ordinance full force, subject to the Reservation of Rights contained in Section 3.

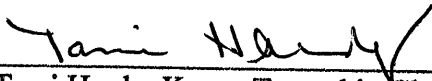
Section 6. Effective Date. This Ordinance shall be effective upon publication.

YEAS:

NAYS:

ABSENT:

ORDINANCE DECLARED ADOPTED.

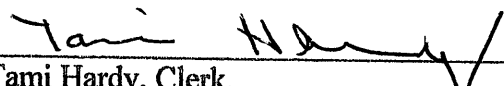


Tami Hardy, Keene Township Clerk

CERTIFICATION

I, Tami hardy, being the Clerk of the Township of Keene, do hereby certify that the foregoing is a true and correct copy of the Township of Keene Ordinance No. ____, adopted on the 12th day of December, 2023. Further, I certify I caused the same to be published in the Sentinel Standard, Ionia, Michigan, within fifteen (15) days after adoption by the Township Board of the Township of Keene.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 12 day of December, 2023.



Tami Hardy, Clerk,
Township of Keene