

**A RESOLUTION TO ESTABLISH A FRANCHISE FEE IN THE CITY OF PEACHTREE  
CORNERS FOR HOLDERS OF A CABLE OR VIDEO SERVICE PROVIDER STATE  
FRANCHISE**

**WHEREAS,** the Charter of the City of Peachtree Corners, Georgia ("City") grants the city power to grant franchises for cable services and collect fees in connection therewith; and

**WHEREAS,** the Georgia Legislature passed the Consumer Choice for Television Act ("CCTA") in 2007, HB 227 and codified in Chapter 76 of Title 36 of the Official Code of Georgia Annotated; and

**WHEREAS,** the CCTA grants the right to providers of cable and video services to elect to obtain a state franchise to provide such services in lieu of a negotiated agreement with each jurisdiction, and allows each jurisdiction to charge a standard fee upon holders of a state franchise, on gross revenues derived from provision of cable and video services within the geographical boundaries of each jurisdiction; and

**WHEREAS,** the City desires to establish a franchise fee for all holders of a state franchise for video and cable services who desire to provide those services to customers within the boundaries of the City; and

**WHEREAS,** Mayor and City Council have determined to establish a franchise fee of five percent (5%) of gross revenue of each cable or video service provider holding a state franchise, pursuant to 47 U.S.C. §542, and to charge it uniformly to every holder of a state franchise as required by the CCTA.

**NOW THEREFORE BE IT RESOLVED** by the Mayor and Council of the City of Peachtree Corners, Georgia that a franchise fee of five percent (5%) of gross revenue earned by any provider of cable and video services within the geographical boundaries of the City of Peachtree Corners, Georgia holding a state franchise pursuant to the CCTA is hereby established.

**SO RESOLVED AND EFFECTIVE** this the \_\_\_ day of \_\_\_\_\_, 2012.

Approved:

Attest:

\_\_\_\_\_  
Mike Mason, Mayor

\_\_\_\_\_  
Joan C. Jones, Acting City Clerk