

**WYTHE COUNTY BOARD OF SUPERVISORS**

**ORDINANCE NO. 92-4**

**October 13, 1992**

**WHEREAS, "T Y L COMMUNICATIONS, INC."** (hereinafter "The Corporation") is a corporation organized under the laws of the Commonwealth of Virginia, and is currently in good standing under said laws; and

**WHEREAS,** pursuant to the "T Y L Communications, Inc. Cable TV Ordinance of Wythe County, Virginia", Ordinance No. 89-9, adopted by the Wythe County Board of Supervisors at its regular meeting held December 12, 1989, the Corporation currently holds a franchise to construct, operate and maintain a cable television system in the County of Wythe, exclusive of the incorporated municipalities located therein (hereinafter "The Franchise"); and

**WHEREAS,** the Corporation wishes to obtain financing for the expansion of its cable television system and has obtained commitments from Dominion Bank, N.A., for such loan and from the Small Business Administration of the United States Government (hereinafter "SBA") for certain guarantees regarding the repayment of such loan; and

**WHEREAS,** the aforesaid commitments are subject to certain contingencies, among them a requirement that, in the event of default under the loan or any documents securing the loan, the Corporation shall assign to Dominion Bank, N.A., and to the SBA, jointly, all of its rights under the aforesaid franchise granted by the Wythe County Board of Supervisors, and

**WHEREAS,** after due deliberation, the Board of Supervisors is of the opinion that such assignment is in the public interest and should be approved, now therefore

The Wythe County Board of Supervisors does hereby grant its consent to the assignment by T Y L Communication, Inc., to Dominion Bank, N.A., and to The SBA, jointly, of the cable television franchise currently held by T Y L Communications, Inc., pursuant to the terms of the note to be executed by the Corporation in favor of Dominion Bank, N.A., and SBA, and to the terms of the documents securing said loan, such assignment to be effective only in the event of default by the Corporation under the terms of the aforesaid loan or the documents securing the loan. Neither Dominion Bank, N.A., nor The SBA shall transfer or reassign the franchise without prior approval of The Wythe County Board of Supervisors.

This ordinance was duly considered following the required public hearing held on October 13, 1992, and was adopted by the Board of Supervisors of Wythe County, Virginia, at its regular meeting held on October 13, 1992, the members voting:

<b>NAME</b>	<b>FOR</b>	<b>AGAINST</b>	<b>ABSTAIN</b>
Kegley	X		
DuPuis	X		
Crosswell	X		
Munsey	X		
Armentrout			X
Dunford	X		
Davis	X		

I certify that this is a true and correct copy taken from the October 13, 1992 minutes of the Wythe County Board of Supervisors.

Billy R. Branson, Clerk