

**AMENDMENT NO. 2
ORDINANCE NO. 94-1**

AN ORDINANCE APPROVING THE TRANSFER AND ASSIGNMENT OF
THE CABLE TELEVISION FRANCHISE FROM J. FEENEY ASSOCIATES, INC.
D/B/A CHAIN LAKES CABLEVISION TO TECHCORE CONSULTANTS III

WHEREAS, J. FEENEY ASSOCIATES, INC. D/B/A CHAIN LAKES CABLEVISION (*Franchisee*) owned, operated and maintained a cable television system(*System*) in the County of Wythe, Virginia (*the County*), pursuant to an ordinance effective December 12, 1989 which was transferred to J. Feeney Associates, Inc. dba Chain Lakes Cable on May 14, 2003 and Franchisee is the duly authorized holder of the Franchise; and,

WHEREAS, Franchisee and Techcore Consultants III are parties to an agreement pursuant to which the assets of the System and all rights, title, interest and obligations of Franchisee under the Franchise, shall be transferred to Transferee, and Transferee will assume the obligations of Franchisee under the Franchise; and,

WHEREAS, Transferee has requested consent by the County to the Transfer in accordance with the requirements of the Franchise Agreement and applicable laws and shall file all applicable FCC Forms with the County within thirty (30) days of this transfer.

NOW, THEREFORE, IT IS HEREBY ORDAINED BY THE WYTHE COUNTY BOARD OF SUPERVISORS:

SECTION 1. The County hereby consents to and approves of the Transfer, all in accordance with the terms of the Franchise and applicable law.

SECTION 2. The County confirms that (a) the Franchise was properly granted to Transferee and (b) the Franchise is in full force and effect and the rights thereunder are held by Transferee.

SECTION 3. This Amendment shall be deemed effective pursuant to the transfer effective November 23, 2004.

Amendment No. 2 to Ordinance 94-1 was duly considered following the required public hearing held on November 23, 2004, and was approved and lawfully adopted by the Board of Supervisors, of Wythe County, Virginia at its meeting held on November 23, 2004, the members voting:

<u>Name</u>	<u>For</u>	<u>Against</u>	<u>Abstain</u>	<u>Absent</u>
Susan R. Crigger	X			
Anne B. Crockett-Stark	X			
Charles S. Dix	X			
Lisa R. Eaton	X			
James E. Hagee	X			
Danny C. McDaniel	X			
Wythe B. Sharitz	X			

This ordinance shall become effective on and after 12:01 a.m. on November 24, 2004.

I certify that this is a true and correct copy taken from the November 23, 2004 minutes of the Wythe County Board of Supervisors meeting.



R. Cellell Dalton, Clerk