

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

**AN ORDINANCE APPROVING THE TRANSFER AND ASSIGNMENT OF  
THE CABLE TELEVISION FRANCHISE FROM COONEY CABLE ASSOCIATES  
OF BASTIAN TO J. FEENEY ASSOCIATES, INC. dba CHAIN LAKES CABLEVISION**

**WHEREAS**, COONEY CABLE (A Franchisee@) owned, operated, and maintained a cable television system (A System@) in the County of Wythe, Virginia (A the A County@), pursuant to an ordinance effective December 12, 1989 which was transferred to Cooney Cable on March 8, 1994, and Franchisee is the duly authorized holder of the Franchise; and,

**WHEREAS**, Franchisee and J. Feeney Associates, Inc. dba Chain Lakes Cablevision (A Transferee@), through the United States Bankruptcy Court, 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 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 February 14, 2002 by virtue of the United States Bankruptcy Court, District of Massachusetts Order.

Amendment No. 1 to Ordinance 94-1 was duly considered following the required public hearing held on May 13, 2003, and was approved and lawfully adopted by the Board of Supervisors, of Wythe County, Virginia at its meeting held on May 13, 2003, the members voting:

