

AN ORDINANCE BY  
COUNCILMEMBER VERN McCARTY

CITY COUNCIL  
ATLANTA, GEORGIA

01-O-1906

TO AMEND SECTION 138-127 (h 1) OF THE CITY  
OF ATLANTA CODE OF ORDINANCES TO  
REDUCE THE TELECOMMUNICATION  
FRANCHISEES FEE FROM THREE (3%) PERCENT  
TO TWO (2%) PERCENT; AND FOR OTHER  
PURPOSES.

**WHEREAS**, the City of Atlanta did increase its franchise fee from 1.5% to 3% by way of Ordinance 00-O-1307; and

**WHEREAS**, this increase will present a financial hardship to the citizens of Atlanta in the way of pass through from the Telecommunication Industry; and

**WHEREAS**, the Telecommunication Industry is willing to compromise on a 2% franchise fee; and

**WHEREAS**, the citizens and the city of Atlanta will be the ultimate winners in the reduction of this fee; and

**WHEREAS**, this will address any concerns the neighbors and the affected business community may have and will not cause any undue hardships for anyone.

**NOW, THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA** as follows:

**SECTION 1:** That the Mayor or his designee is authorized to amend Section 138-127 (h) 1 to read as follows:

Measure of compensation--Telecommunication franchisees and revocable licensees shall pay the city an annual franchise fee equal to **two percent** of the franchisee's annual gross revenue, provided that a universal service provider shall pay the city a franchise fee equal to **two percent** of the universal service provider's gross revenue, and further provided that in any calendar year that a franchisee's gross revenue does not exceed \$500,000.00, the franchise fee shall be \$15,000.00 per year.

**SECTION 2:** The changes are effective upon the Mayor's approval.

**SECTION 3:** That all ordinances and parts of ordinances in conflict herewith be and the same are hereby repealed.



01-0-1906

(Do Not Write Above This Line)

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COUNCILMEMBER **VERN McCARTY**

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ADVERSELY DEC 0 3 2001  
CITY COUNCIL

- CONSENT REFER
- REGULAR REPORT REFER
- ADVERTISE & REFER
- 1st ADOPT 2nd READ & REFER
- PERSONAL PAPER REFER

Date Referred 11/5/01

Referred To: City Utilities

Date Referred 11/9/01

Referred To: City Utilities

Date Referred

Referred To:

First Reading

Committee \_\_\_\_\_  
Date \_\_\_\_\_  
Chair \_\_\_\_\_  
Referred to \_\_\_\_\_

Committee *City Utilities*  
Date *11/3/01*  
Chair *Clair Muller*  
Action: \_\_\_\_\_  
Fav, Adv Hold (see rev. side) \_\_\_\_\_  
Other: \_\_\_\_\_  
Members *Benjamin Starnes*

Refer To

Committee *City Utilities*  
Date *11-27-01*  
Chair *Clair Muller*  
Action: \_\_\_\_\_  
Fav, Adv Hold (see rev. side) \_\_\_\_\_  
Other: \_\_\_\_\_  
Members *Benjamin Starnes*

Refer To

Committee \_\_\_\_\_  
Date \_\_\_\_\_  
Chair \_\_\_\_\_  
Action: \_\_\_\_\_  
Fav, Adv, Hold (see rev. side) \_\_\_\_\_  
Other: \_\_\_\_\_  
Members \_\_\_\_\_

Refer To

Committee \_\_\_\_\_  
Date \_\_\_\_\_  
Chair \_\_\_\_\_  
Action: \_\_\_\_\_  
Fav, Adv, Hold (see rev. side) \_\_\_\_\_  
Other: \_\_\_\_\_  
Members \_\_\_\_\_

Refer To

- 2nd     1st & 2nd     3rd  
Readings
- Consent     V Vote     RC Vote

CERTIFIED

**C**  
DEC 3 2001

ATLANTA CITY COUNCIL PRESIDENT

*Richard A. Patton*

**CERTIFIED**  
DEC 0 3 2001

*Paula*  
DEPUTY MUNICIPAL CLERK

MAYOR'S ACTION