

EXHIBIT A

GENERAL CODE CHAPTER II – FRANCHISES

ARTICLE SECTION 2.B: MISCELLANEOUS

Sections:

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| Sec. G-II 2.B.3 | <u>Reserved</u>Severability |
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Sec. G-II 2.B.1 Captions

The captions to sections throughout this Article are intended solely to facilitate reading and reference to the sections and provisions of this Article. Such captions shall not affect the meaning or interpretation of this Article. (Ord. 2415. (07/26/2016))

Sec. G-II 2.B.2 Calculation of Time

Unless otherwise indicated, when the performance or doing of any act, duty, matter, or payment is required under this Article or any franchise, and a period of time or duration for the fulfillment of doing thereof is prescribed and is fixed herein, the time shall be computed so as to exclude the first and include the last day of the prescribed or fixed period of time. (Ord. 2415. (07/26/2016))

Sec. G-II 2.B.3 ——— ReservedSeverability

~~If any term, condition, or provision of this Article shall, to any extent, be held to be invalid or unenforceable by a valid order of any court or regulatory agency, the remainder hereof shall be valid in all other respects and continue to be effective. In the event of a subsequent change in applicable law so that the provision which had~~

~~been held invalid is no longer invalid, said provision shall thereupon return to full force and effect without further action by the County of Nevada and shall thereafter be binding on the Franchisee and the County of Nevada. (Ord. 2415. (07/26/2016))~~

Sec. G-II 2.B.4 Connections to Cable System; Use of Antennae

- A. Subscriber Right to Attach. To the extent consistent with federal law, subscribers shall have the right to attach VCRs, receivers, and other terminal equipment to a Franchisee’s cable system. Subscribers also shall have the right to use their own remote-control devices and converters, and other similar equipment.
- B. Removal of Existing Antennae. A Franchisee shall not, as a condition of providing service, require a subscriber or potential subscriber to remove any existing antenna, or disconnect an antenna except at the express direction of the subscriber or potential subscriber, or prohibit installation of a new antenna, provided that such antenna is connected with an appropriate device and complies with applicable law. (Ord. 2415. (07/26/2016))

Sec. G-II 2.B.5 Discrimination Prohibited

- A. No Retaliatory Actions. A cable communications systems operator shall not discriminate among persons or the County of Nevada, or take any retaliatory action against a person or the County of Nevada because of that entity’s exercise of any right it may have under federal, state, or local law, nor may the cable communications systems operator require a person or the County of Nevada to waive such rights as a condition of taking service.
- B. Employment and Hiring Practices. A cable communications systems operator shall not refuse to employ, discharge from employment, or discriminate against any person in compensation or in terms, conditions, or privileges of employment because of race, color, creed, national origin, sex, sexual orientation, age, disability, religion, ethnic background, or marital status. A cable communications systems operator shall comply with all federal, state, and local laws and regulations governing equal employment opportunities, and hiring practices, as the same may be amended from time to time. (Ord. 2415. (07/26/2016))

Sec. G-II 2.B.6 Transitional Provisions

- A. Persons Operating Without a Franchise. The cable communications systems operator of any facility installed as of the effective date of this Article, for which

a franchise is required under this Article, shall have three (3) months from the effective date of this Article to file one or more applications for a franchise. Any cable communications systems operator timely filing such an application under this Section shall not be subject to a penalty for failure to have such a franchise so long as said application remains pending; provided, however, nothing herein shall relieve any cable communications systems operator of any liability for its failure to obtain any permit or other authorization required under other provisions of the County of Nevada's Codes, and nothing herein shall prevent the County of Nevada from requiring removal of any facilities installed in violation of the County of Nevada Codes.

- B. Persons Holding Franchises. Any person holding an existing franchise for a cable communications system may continue to operate under the existing County Code provisions to the conclusion of its present term (but not any renewal or extension thereof) with respect to those activities expressly authorized by the franchise; and provided further that, such person shall be subject to the other provisions of this Article to the extent permitted by law.
- C. Persons with Pending Applications. Pending applications shall be subject to this Article. A person with a pending application shall have thirty (30) days from the effective date of this Article to submit additional information to comply with the requirements of this Article governing applications. (Ord. 2415. (07/26/2016))

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GENERAL CODE CHAPTER II – FRANCHISES

ARTICLE-SECTION 3: FRANCHISES FOR SOLID WASTE SERVICES

Sections:

- Sec. G-II 3.1 Franchise Required**
- Sec. G-II 3.2 Incorporation of Article 1 of This Chapter by Reference**
- Sec. G-II 3.3 Authority to Use Streets, Public Easements**
- Sec. G-II 3.4 Duties of Franchise Holder**

Sec. G-II 3.1 Franchise Required

No person, partnership or corporation, without having first acquired from the Board of Supervisors a franchise, shall operate a solid waste service in any unincorporated area of the County of Nevada, where such service covers collection, transfer and disposal of garbage, trash, and other waste from residential, commercial and industrial properties.

Sec. G-II 3.2 Incorporation of Article 1 of ~~t~~This Chapter by Reference

All sections of this Chapter of the County of Nevada Code are hereby incorporated by reference and made a part of this Chapter as if set forth here in full.

Sec. G-II 3.3 Authority to Use Streets, Public Easements

Any garbage franchise holder shall have the right to use all public streets, highways, alleys, public properties or public easements of the County.

Sec. G-II 3.4 Duties of Franchise Holder

The County of Nevada operates two distinct Franchise Area Agreements, Eastern Nevada County and Western Nevada County. Every garbage franchise grantee under this Chapter shall:

- A. Develop and maintain garbage collection and recycling services within the franchise area. Maintain a regular pick-up schedule for all populated areas within the franchise area as specified in the franchise agreement.
- B. Dispose of all collected solid waste at a fully permitted solid waste facility.
- C. Comply with all conditions and terms of this Code regarding Waste Disposal.
- ~~A. Operate the County owned Washington and North San Juan Transfer Stations.~~
- ~~B. Operate the County owned McCourtney Road Recycling Facility.~~
- D. Operate any additional programs specified by the County of Nevada in the franchise agreement.
- E. Comply with all state regulations pertaining to solid waste collection, transportation, disposal, and operation of solid waste facilities.
- F. In addition, to the above requirements, the Franchise Holder for Western Nevada County shall:
 - 1. Operate the County owned Washington and North San Juan Transfer Stations.
 - 2. Operate the County owned McCourtney Road Recycling Facility.
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