

RESOLUTION 2015-09

Indiana Broadband Ready Community

WHEREAS, the Nashville Town Council finds that broadband internet availability in the Town is of critical importance to all people living, visiting and doing business both in Town and in Brown County.

WHEREAS, the State of Indiana recently created the Indiana Broadband Ready Community program through the Indiana Economic Development Corporation that enables communities

WHEREAS, the Town of Nashville seeks to promote private investment in broadband infrastructure, and;

WHEREAS, The Town of Nashville seeks to be designated as a Broadband ready Community pursuant to IC 5-28-28.5;

THEREFORE, Town of Nashville adopts the following:

A Resolution to adopt an Ordinance for a Broadband Ready Community

Sec. 1. As used in this chapter, "permit" means any local permit, license, certificate, approval, registration, or similar form of approval required by policy, administrative rule, regulation, ordinance, or resolution with respect to a project.

Sec. 2. As used in this chapter, "project" means the construction or deployment of wireline or wireless communications facilities to provide communications services (as defined in IC 8-1-32.5- 3) in a unit.

Sec. 3. Notwithstanding any other provision of the Town of Nashville's ordinance, regulation, policy or practice, the following shall apply to a project:

The Town Manager/Economic Development Director shall:

- (a) Appoint a single point of contact for all matters related to a project;
- (b) Establish procedures to allow all forms, applications, and documentation related to a project to be filed or submitted and signed by electronic means;
- (c) Review and approve or reject all applications for a permit related to a project within ten (10) business days after an application is filed or submitted;
- (d) Assure that after an application is approved pursuant to subsection (a)(3), any inspections, including any additional necessary approvals, related to a project will occur in a timely and expeditious manner.

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Sec. 4. The Town of Nashville shall adopt adequate processes and Procedures to implement the provisions of Sec. 3. Processes and procedures established hereunder may not do the following:

- (a) Require an applicant to designate a final contractor to complete a project;
- (b) Impose a fee to review an application or issue a permit for a project;
- (c) Impose a seasonal moratorium on the issuance of permits for a project;
- (d) Discriminate among communications service providers or utilities with respect to any action described in this section or otherwise related to a project, including granting access to public rights-of-way, infrastructure and poles, river and bridge crossings, and any other physical assets owned or controlled by the Town of Nashville.

PASSED AND ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF NASHVILLE, BROWN COUNTY, INDIANA, THIS 16th DAY OF JULY, 2015.



Council President Charles B. King yea nay abstain

Council Vice-President Jane Gore yea nay abstain




Arthur Omberg, Councilmember yea nay abstain



David Rudd, Councilmember yea nay abstain

ATTEST:



Brenda K. Young, Clerk-Treasurer