

ORDINANCE 20-10
AN ORDINANCE FOR A BROADBAND READY
COMMUNITY DESIGNATION

WHEREAS, the Cass County Board of Commissioners seek to promote private investment in broadband infrastructure; and

WHEREAS, the Cass County Board of Commissioners seek to be designated as a Broadband Ready Community pursuant to IC 5-28-28.5.

THEREFORE by the Cass County Board of Commissioners of Cass County, Indiana, as follows:

SECTION 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, regulations, ordinance, or resolution with respect to a project.

SECTION 2: As used in this chapter, “project: means the construction or deployment if wireline or wireless communications facilities to provide communications services, as defined in IC 8-1-32.5-3 in a unit.

SECTION 3: Notwithstanding any other provision of this Ordinance, the following shall apply to a project:

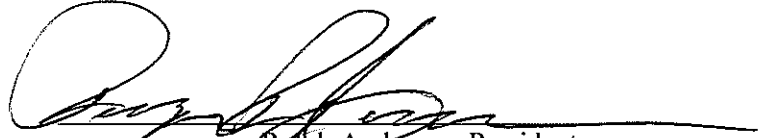
- a. Cass County Board of Commissioners appoints the Logansport/Cass County Planning Department as the single point of contact for all matters related to a project.
- b. They shall establish procedures to allow all forms, applications for a permit related to a project to be filled or submitted and signed by electronic means; and
- 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 and submitted; and
- d. Assure that after an application is approved pursuant to subsection 3a, any inspections, including any additional necessary approvals, related to a project will occur in a timely and expeditious manner.

SECTION 4: the Cass County Board of Commissioners shall adopt adequate processes and procedures to implement the provisions of Section 3 of this ordinance, such processes and procedures established may not do the following:


- a. Require an applicant to designate a final contractor to complete a project; and
- b. Impose a fee to review an application or issue a permit for a project; and
- c. Impose a seasonal moratorium on the issuance of permits for a project; and
- d. Discriminate among communication service providers or utilities with respect to an 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 Cass County Board of Commissioners.

SECTION 5: That this amendment be in full force and effect upon its passage by the Cass County Board of Commissioners.

Adopted this 19th day of October 2020.


Ralph Anderson, President


James Sailors, Member


Ryan Browning, Member

ATTEST:


Cheryl Alcorn, Cass County Auditor

Ordinance #20-10