

## TITLE 9

BUSINESS, PEDDLERS, SOLICITORS, ETC.<sup>1</sup>

## CHAPTER

1. MISCELLANEOUS.
2. PEDDLERS, ETC.
3. CHARITABLE SOLICITORS.
4. POOL ROOMS.
5. CABLE TELEVISION.

## CHAPTER 1

MISCELLANEOUS

## SECTION

9-101. "Going out of business" sales.

9-101. "Going out of business" sales. It shall be unlawful for any person to falsely represent a sale as being a "going out of business" sale. A "going out of business" sale, for the purposes of this section, shall be a "fire sale," "bankrupt sale," "loss of lease sale," or any other sale made in anticipation of the termination of a business at its present location. When any person, after advertising a "going out of business" sale, adds to his stock or fails to go out of business within ninety (90) days he shall prima facie be deemed to have violated this section. (1981 Code, § 5-101)

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<sup>1</sup>Municipal code references

Junkyards: title 13.

Liquor and beer regulations: title 8.

Noise reductions: title 11.

Zoning: title 14.

## CHAPTER 2

PEDDLERS, ETC.<sup>1</sup>

## SECTION

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9-201. Permit required. It shall be unlawful for any peddler, canvasser or solicitor, or transient merchant to ply his trade within the corporate limits without first obtaining a permit in compliance with the provisions of this chapter. No permit shall be used at any time by any person other than the one to whom it is issued. (1981 Code, § 5-201)

9-202. Exemptions. The terms of this chapter shall not be applicable to persons selling at wholesale to dealers, nor to newsboys, nor to bona fide merchants who merely deliver goods in the regular course of business, nor to bona fide charitable, religious, patriotic or philanthropic organizations. (1981 Code, § 5-202)

9-203. Application for permit. Applicants for a permit under this chapter must file with the city recorder a sworn written application containing the following:

- (1) Name and physical description of applicant.
- (2) Complete permanent home address and local address of the applicant and, in the case of transient merchants, the local address from which proposed sales will be made.
- (3) A brief description of the nature of the business and the goods to be sold.

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<sup>1</sup>Municipal code references  
Privilege taxes: title 5.

(4) If employed, the name and address of the employer, together with credentials therefrom establishing the exact relationship.

(5) The length of time for which the right to do business is desired.

(6) A recent clear photograph approximately two (2) inches square showing the head and shoulders of the applicant.

(7) The names of at least two (2) reputable local property owners who will certify as to the applicant's good moral reputation and business responsibility, or in lieu of the names of references, such other available evidence as will enable an investigator to evaluate properly the applicant's moral reputation and business responsibility.

(8) A statement as to whether or not the applicant has been convicted of any crime or misdemeanor or for violating any municipal ordinance; and if so, the nature of the offense; and, the punishment or penalty assessed therefor.

(9) The last three (3) cities or towns, if that many, where applicant carried on business immediately preceding the date of application and, in the case of transient merchants, the addresses from which such business was conducted in those municipalities.

(10) At the time of filing the application, a fee of five dollars (\$5.00) shall be paid to the municipality to cover the cost of investigating the facts stated therein. (1981 Code, § 5-203)

9-204. Issuance or refusal of permit. (1) Each application shall be referred to the law enforcement agency for investigation. The law enforcement agency shall report its findings to the city recorder within seventy-two (72) hours.

(2) If as a result of such investigation the law enforcement agency reports the applicant's moral reputation and/or business responsibility to be unsatisfactory, the city recorder shall notify the applicant that his application is disapproved and that no permit will be issued.

(3) If, on the other hand, the law enforcement agency's report indicates that the moral reputation and business responsibility of the applicant are satisfactory, the city recorder shall issue a permit upon the payment of all applicable privilege taxes and the filing of the bond required by § 9-206. The city recorder shall keep a permanent record of all permits issued. (1981 Code, § 5-204)

9-205. Appeal. Any person aggrieved by the action of the law enforcement agency and/or the city recorder in the denial of a permit shall have the right to appeal to the board of mayor and aldermen. Such appeal shall be taken by filing with the mayor within fourteen (14) days after notice of the action complained of, a written statement setting forth fully the grounds for the appeal. The mayor shall set a time and place for a hearing on such appeal and notice of the time and place of such hearing shall be given to the appellant. The notice shall be in writing and shall be mailed, postage prepaid, to the applicant

at his last known address at least five (5) days prior to the date set for hearing, or shall be delivered by an officer of the law enforcement agency in the same manner as a summons at least three (3) days prior to the date set for hearing. (1981 Code, § 5-205)

9-206. Bond. Every permittee shall file with the city recorder a surety bond running to the municipality in the amount of one thousand dollars (\$1,000.00). The bond shall be conditioned that the permittee shall comply fully with all the provisions of the ordinances of the City of Jamestown and the statutes of the state regulating peddlers, canvassers, solicitors, transient merchants, itinerant merchants, or itinerant vendors, as the case may be, and shall guarantee to any citizen of the city that all money paid as a down payment will be accounted for and applied according to the representations of the permittee, and further guaranteeing to any citizen of the city doing business with said permittee that the property purchased will be delivered according to the representations of the permittee. Action on such bond may be brought by any person aggrieved and for whose benefit, among others, the bond is given, but the surety may, by paying, pursuant to order of the court, the face amount of the bond to the clerk of the court in which the suit is commenced, be relieved without costs of all further liability. (1981 Code, § 5-206)

9-207. Loud noises and speaking devices. No permittee, nor any person in his behalf, shall shout, cry out, blow a horn, ring a bell or use any sound amplifying device upon any of the sidewalks, streets, alleys, parks or other public places of the municipality or upon private premises where sound of sufficient volume is emitted or produced therefrom to be capable of being plainly heard upon the adjacent sidewalks, streets, alleys, parks, or other public places, for the purpose of attracting attention to any goods, wares or merchandise which such permittee proposes to sell. (1981 Code, § 5-207)

9-208. Use of streets. No permittee shall have any exclusive right to any location in the public streets, or on any public sidewalk, nor shall any be permitted a stationary location thereon, nor shall any be permitted to operate in a congested area where such operation might impede or inconvenience the public use of the streets. For the purpose of this chapter, the judgment of a police officer, exercised in good faith, shall be deemed conclusive as to whether the area is congested and the public impeded or inconvenienced. (1981 Code, § 5-208)

9-209. Exhibition of permit. Permittees are required to exhibit their permits at the request of any law enforcement officer or citizen. (1981 Code, § 5-209)

9-210. Law enforcement officers to enforce. It shall be the duty of all law enforcement officers for the city to see that the provisions of this chapter are enforced. (1981 Code, § 5-210)

9-211. Revocation or suspension of permit. (1) Permits issued under the provisions of this chapter may be revoked by the board of mayor and aldermen after notice and hearing, for any of the following causes:

(a) Fraud, misrepresentation, or incorrect statement contained in the application for permit, or made in the course of carrying on the business of solicitor, canvasser, peddler, transient merchant, itinerant merchant, or itinerant vendor.

(b) Any violation of this chapter.

(c) Conviction of any crime or misdemeanor.

(d) Conducting the business of peddler, canvasser, solicitor, transient merchant, itinerant merchant, or itinerant vendor, as the case may be, in an unlawful manner or in such a manner as to constitute a breach of the peace or to constitute a menace to the health, safety, or general welfare of the public.

(2) Notice of the hearing for revocation of a permit shall be given by the city recorder in writing, setting forth specifically the grounds of complaint and the time and place of hearing. Such notice shall be mailed to the permittee at his last known address at least five (5) days prior to the date set for hearing, or it shall be delivered by a police officer in the same manner as a summons at least three (3) days prior to the date set for hearing.

(3) When reasonably necessary in the public interest the mayor may suspend a permit pending the revocation hearing. (1981 Code, § 5-211)

9-212. Reapplication. No permittee whose permit has been revoked shall make further application until a period of at least six (6) months has elapsed since the last revocation. (1981 Code, § 5-212)

9-213. Expiration and renewal of permit. Permits issued under the provisions of this chapter shall expire on the same date that the permittee's privilege license expires and shall be renewed without cost if the permittee applies for and obtains a new privilege license within thirty (30) days thereafter. Permits issued to permittees who are not subject to a privilege tax shall be issued for one (1) year. An application for a renewal shall be made substantially in the same form as an original application. However, only so much of the application shall be completed as is necessary to reflect conditions which have changed since the last application was filed. (1981 Code, § 5-213)

## CHAPTER 3

CHARITABLE SOLICITORS

## SECTION

9-301. Permit required.

9-302. Prerequisites for a permit.

9-303. Denial of a permit.

9-304. Exhibition of permit.

9-301. Permit required. No person shall solicit contributions or anything else of value for any real or alleged charitable or religious purpose without a permit from the city recorder authorizing such solicitation. Provided, however, that this section shall not apply to any locally established organization or church operated exclusively for charitable or religious purposes if the solicitations are conducted exclusively among the members thereof, voluntarily and without remuneration for making such solicitations, or if the solicitations are in the form of collections or contributions at the regular assemblies of any such established organization or church. (1981 Code, § 5-301)

9-302. Prerequisites for a permit. The recorder shall issue a permit authorizing charitable or religious solicitations when, after a reasonable investigation, he finds the following facts to exist:

(1) The applicant has a good character and reputation for honesty and integrity, or if the applicant is not an individual person, that every member, managing officer or agent of the applicant has a good character or reputation for honesty and integrity.

(2) The control and supervision of the solicitation will be under responsible and reliable persons.

(3) The applicant has not engaged in any fraudulent transaction or enterprise.

(4) The solicitation will not be a fraud on the public but will be for a bona fide charitable or religious purpose.

(5) The solicitation is prompted solely by a desire to finance the charitable cause described by the applicant. (1981 Code, § 5-302)

9-303. Denial of a permit. Any applicant for a permit to make charitable or religious solicitations may appeal to the board of mayor and aldermen if he has not been granted a permit within fifteen (15) days after he makes application therefor. (1981 Code, § 5-303)

9-304. Exhibition of permit. Any solicitor required by this chapter to have a permit shall exhibit such permit at the request of any law enforcement officer or person solicited. (1981 Code, § 5-304)

## CHAPTER 4

POOL ROOMS<sup>1</sup>

## SECTION

9-401. Prohibited in residential areas.

9-402. Hours of operation regulated.

9-403. Minors to be kept out; exception.

9-401. Prohibited in residential areas. It shall be unlawful for any person to open, maintain, conduct, or operate any place where pool tables or billiard tables are kept for public use or hire on any premises located in any block where fifty percent (50%) or more of the land is used or zoned for residential purposes. (1981 Code, § 5-401)

9-402. Hours of operation regulated. It shall be unlawful for any person to open, maintain, conduct, or operate any place where pool tables or billiard tables are kept for public use or hire at any time on Sunday or between the hours of 11:00 P.M. and 6:00 A.M. on other days. (1981 Code, § 5-402)

9-403. Minors to be kept out; exception. It shall be unlawful for any person engaged regularly, or otherwise, in keeping billiard, bagatelle, or pool rooms or tables, or for their employees, agents, servants, or other persons for them, knowingly to permit any person under the age of eighteen (18) years to play on said tables at any game of billiards, bagatelle, pool, or other games requiring the use of cue and balls, without first having obtained the written consent of the father and mother of such minor, if the father and mother are living. If the father is dead, then written permission must be obtained from the mother, guardian, or other person having legal control of such minor. If the minor is in attendance as a student at some literary institution, then the written consent of the principal or person in charge of such school must be obtained. This section shall not apply to the use of billiards, bagatelle, and pool tables in private residences. (1981 Code, § 5-403)

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<sup>1</sup>Municipal code reference  
Privilege taxes: title 5.

## CHAPTER 5

CABLE TELEVISION

## SECTION

- 9-501. Definitions.
- 9-502. Purpose; interpretation.
- 9-503. Filing; addition information; burden of proof.
- 9-504. Proprietary information.
- 9-505. Public notice; initial review of rates.
- 9-506. Tolling order.
- 9-507. Public notice; hearing on basic cable service rates following tolling of 30-day deadline.
- 9-508. Staff consultant report; written response.
- 9-509. Rate decisions and orders.
- 9-510. Refunds; notice.
- 9-511. Written decisions; public notice.
- 9-512. Rules and regulations.
- 9-513. Failure to give notice.
- 9-514. Additional hearings.
- 9-515. Additional powers.
- 9-516. Failure to comply; remedies.

9-501. Definitions. For purposes of this chapter:

(1) "Act" shall mean the Communications Act of 1934, as amended (and specifically as amended by the Cable Television Consumer Protection and Competition Act of 1992, Pub. L. 102-385), and as may be amended from time to time;

(2) "FCC" shall mean the Federal Communications Commission;

(3) "FCC Rules" shall mean all rules of the FCC promulgated from to time pursuant to the Act;

(4) "Basic cable service" shall mean "basic service" as defined in the FCC Rules, and any other cable television service which is subject to rate regulation by the City of Jamestown, Tennessee, pursuant to the Act and the FCC Rules;

(5) "Associated equipment" shall mean all equipment and services subject to regulation pursuant to 47 CFR 76.923; and an

(6) "Increase" in rates shall mean an increase in rates or a decrease in program or customer services.

All other words and phrases used in this chapter shall have the same meaning as defined in the Act and FCC Rules. (Ord. #360, Oct. 1993)

9-502. Purpose; interpretation. The purpose of this chapter is to:



(1) Adopt regulations consistent with the act and the FCC Rules with respect to basic cable service rate regulation, and

(2) Prescribe procedures to provide a reasonable opportunity for consideration of the views of interested parties in connection with basic cable service rate regulation by the City of Jamestown, Tennessee. (Ord. #360, Oct. 1993)

9-503. Filing; additional information; burden of proof. (1) A cable operator shall submit its schedule of rates for the basic service tier and associated equipment or a proposed increase in such rates in accordance with the act and the FCC Rules. The cable operator shall include information as necessary to show that its schedule of rates or its proposed increase in rates complies with the act and the FCC Rules. The cable operator shall file ten (10) copies of the schedule or proposed increase with the City Recorder for the City of Jamestown, Tennessee. For purposes of this chapter, the filing of the cable operator shall be deemed to have been made when at least ten (10) copies have been received by the City Recorder for the City of Jamestown, Tennessee. The board of mayor and aldermen may, by resolution or otherwise, adopt rules and regulations prescribing the information, data and calculations which must be included as part of the cable operator's filing of the schedule of rates or a proposed increase.

(2) In addition to information and data required by rules and regulations of the City of Jamestown, Tennessee pursuant to section (1) above, a cable operator shall provide all information requested by the Mayor of the City of Jamestown, Tennessee in connection with the review of existing rates for the basic service tier and associated equipment or a proposed increase in these rates. The Mayor for the City of Jamestown, Tennessee may establish deadlines for submission for the requested information.

(3) A cable operator has the burden of proving that its schedule of rates for the basic service tier and associated equipment or a proposed increase in such rates complies with the act and the FCC Rules including, without limitation, 47 USC 543 and 47 CFR 76.922 and 76.923 and is no greater than the rates subscribers would pay for basic service if the cable system were subject to effective competition. (Ord. #360, Oct. 1993)

9-504. Proprietary information. (1) If this chapter, any rules or regulations adopted by the City of Jamestown, Tennessee pursuant to § 9-503(1), or any request for information pursuant to § 9-503(2) requires the production of proprietary information, the cable operator shall produce the information. However, at the time the allegedly proprietary information is submitted, a cable operator may request that specific, identified portions of its response be treated as confidential and withheld from public disclosure. The request must state the reason why the information should be treated as proprietary and the facts that support those reasons. The request for

confidentiality will be granted if the City of Jamestown, Tennessee determines that the preponderance of the evidence shows that non-disclosure is consistent with the provisions of the Freedom of Information Act, 5 U.S.C. 552. The City of Jamestown, Tennessee shall place in a public file for inspection any decision that results in information being withheld. If the cable operator requests confidentiality and the request is denied

(a) Where the cable operator is proposing, a rate increase, it may withdraw the proposal, in which case the allegedly proprietary information will be returned to it; or

(b) The cable operator may seek review within five working days of the denial in any appropriate forum. Release of the information will be stayed pending review.

(2) Any interested party may file a request to inspect material withheld as proprietary with the City of Jamestown, Tennessee. The City of Jamestown, Tennessee shall weigh the policy considerations favoring non-disclosure against the reasons cited for permitting inspection in light of the facts of the particular case. It will then promptly notify the requesting entity and the cable operator that submitted the information as to the disposition of the request. It may grant, deny or condition a request. The requesting party or the cable operator may seek review of the decision by filing an appeal with any appropriate forum. Disclosure will be stayed pending resolution of any appeal.

(3) The procedures set forth in this section shall be construed as analogous to and consistent with the FCC Rules regarding requests for confidentiality including, without limitation, 47 CFR 0.459. (Ord. #360, Oct. 1993)

9-505. Public notice; initial review of rates. Upon the filing of ten (10) copies of the schedule of rates or the proposed increase in rates pursuant to § 9-503(1) above, the City Recorder for the City of Jamestown, Tennessee shall publish a public notice in a newspaper of general circulation in the City of Jamestown, Tennessee which shall state that:

(1) The filing has been received by the City Recorder for the City of Jamestown, Tennessee and (except those parts which may be withheld as proprietary) is available for public inspection and copying, and

(2) Interested parties are encouraged to submit written comments on the filing to the City Recorder for the City of Jamestown, Tennessee not later than seven (7) days after the public notice is published. The City Recorder for the City of Jamestown, Tennessee shall give notice to the cable operator of the date, time, and place of the meeting at which the Board of Mayor and Aldermen for the City of Jamestown, Tennessee shall first consider the schedule of rates or the proposed increase. This notice shall be mailed by first-class mail at least three (3) days before the meeting. In addition, if a written staff or consultant's report on the schedule of rates or the proposed increase is prepared for consideration of the board of mayor and aldermen, then the City Recorder for

the City of Jamestown, Tennessee shall mail a copy of the report by first-class mail to the cable operator at least three (3) days before the meeting at which the board of mayor and aldermen shall first consider the schedule of rates or the proposed increase. (Ord. #360, Oct. 1993)

9-506. Tolling order. After a cable operator has filed its existing schedule of rates or a proposed increase in these rates, the existing schedule of rates will remain in effect or the proposed increase in rates will become effective after thirty (30) days from the date of filing under § 9-503(1) above unless the board of mayor and aldermen (or other properly authorized body or official) tolls the thirty (30) day deadline pursuant to 47 CFR 76.933 by issuing a brief written order, by resolution or otherwise, within thirty (30) days of the date of filing. The board of mayor and aldermen may toll the thirty (30) day deadline for an additional 90 days in cases not involving cost-of-service showings and for an additional 150 days in cases involving cost-of-service showings. (Ord. #360, Oct. 1993)

9-507. Public notice; hearing on basic cable service rates following tolling of 30-day deadline. If a written order has been issued pursuant to Section 7 and 47 CFR 76.933 to toll the effective date of existing rates for the basic service tier and associated equipment or a proposed increase in these rates, the cable operator shall submit to the City of Jamestown, Tennessee any additional information required or requested pursuant to § 9-503 of this chapter. In addition, the board of mayor and aldermen shall hold a public hearing to consider the comments of interested parties within the additional 90 day or 150 day period, as the case may be. The City Recorder for the City of Jamestown, Tennessee shall publish a public notice of the public hearing in a newspaper of general circulation within the City of Jamestown, Tennessee which shall state:

- (1) The date, time, and place at which the hearing shall be held,
- (2) Interested parties may appear in person, by agent, or by letter at such hearing to submit comments or objections to the existing rates or the proposed increase in rates, and

- (3) Copies of the schedule of rates or the proposed increase in rates and related information (except those parts which may be withheld as proprietary) are available for inspection or copying from the office of the city recorder. The public notice shall be published not less than fifteen (15) days before the hearing. In addition, the City Recorder for the City of Jamestown, Tennessee shall mail by first-class mail a copy of the public notice to the cable operator not less than fifteen (15) days before the hearing. (Ord. #360, Oct. 1993)

9-508. Staff or consultant report; written response. Following the public hearing, the Mayor for the City of Jamestown, Tennessee shall cause a report to be prepared for the board of mayor and aldermen which shall (based on the filing of the cable operator, the comments or objections of interested parties,

information requested from the cable operator and its response, staff or consultant's review, and other appropriate information) include a recommendation for the decision of the board of mayor and aldermen pursuant to § 9-509. The City Recorder for the City of Jamestown, Tennessee shall mail a copy of the report to the cable operator by first-class mail not less than twenty (20) days before the board of mayor and aldermen act under § 9-509. The cable operator may submit a written response to the report provided that the response is filed with the City Recorder for the City of Jamestown, Tennessee within ten (10) days after the report is mailed to the cable operator. If the response is mailed to the cable operator, the City Recorder for the City of Jamestown, Tennessee shall forward it to the board of mayor and aldermen. (Ord. #360, Oct. 1993)

9-509. Rate decisions and orders. The board of mayor and aldermen shall issue a written order, by resolution or otherwise, which in whole or in part,

(1) Approves the existing rates for basic cable service and associated equipment or a proposed increase in such rates, or

(2) Denies the existing rates or proposed increase, orders a rate reduction, prescribes a reasonable rate, or

(3) Allows the existing rates or proposed increase to become effective subject to refund, or

(4) Orders other appropriate relief, in accordance with the FCC Rules.

If the board of mayor and aldermen issue an order allowing the existing rates or proposed increase to become effective subject to refund, it shall also direct the cable operator to maintain an accounting pursuant to 47 CFR 76.933. The order specified in this section shall be issued within 90 days of the tolling order under § 9-506 in all cases not involving a cost-of-service showing. The order shall be issued within 150 days after the tolling order under § 9-506 in all cases involving a cost-of-service showing. (Ord. #360, Oct. 1993)

9-510. Refunds; notice. The board of mayor and aldermen may order a refund to subscriber as provided in 47 CFR 76.942. Before the board of mayor and aldermen order any refund to subscribers, the City Recorder for the City of Jamestown, Tennessee shall give at least seven (7) days written notice to the cable operator by first-class mail of the date, time, and place at which the board of mayor and aldermen shall consider issuing a refund order and shall provide an opportunity for the cable operator to comment. The cable operator may appear in person, by agent, or by letter at such time for the purpose of submitting comments to the board of mayor and aldermen. (Ord. #360, Oct. 1993)

9-511. Written decisions; public notice. Any order of the board of mayor and aldermen pursuant to § 9-509 or § 9-510 shall be in writing, and shall be effective upon adoption by the board of mayor and aldermen, and shall be

deemed released to the public upon adoption. The city recorder shall publish a public notice of any such written order in a newspaper of general circulation within the City of Jamestown, Tennessee which shall

- (1) Summarize the written decision and
- (2) State that copies of the text of the written decision are available for inspection or copying from the office of the city recorder. In addition the city recorder shall mail a copy of the text of the written decision to the cable operator by first-class mail. (Ord. #360, Oct. 1993)

9-512. Rules and regulations. In addition to rules promulgated pursuant to § 9-503 the board of mayor and aldermen may, by resolution or otherwise, adopt rules and regulations for basic cable service rate regulation proceedings (including, without limitation, the conduct of hearings), consistent with the Act and the FCC Rules. (Ord. #360, Oct. 1993)

9-513. Failure to give notice. The failure of the City Recorder for the City of Jamestown, Tennessee to give the notices or to mail copies of reports as required by this chapter shall not invalidate the decisions or proceedings of the board of mayor and aldermen. (Ord. #360, Oct. 1993)

9-514. Additional hearings. In addition to the requirements of this ordinance, the board of mayor and aldermen may hold additional public hearings upon such reasonable notice as the board of mayor and aldermen, in their sole discretion, shall prescribe. (Ord. #360, Oct. 1993)

9-515. Additional powers. The City of Jamestown, Tennessee shall possess all powers conferred by the act, the FCC Rules, and all other applicable law. The powers exercised pursuant to the act, the FCC Rules, and this chapter shall be in addition to powers otherwise conferred by law. The City of Jamestown, Tennessee may take any action not prohibited by the act and/or the FCC Rules to protect the public interest in connection with the basic cable service rate regulation. (Ord. #360, Oct. 1993)

9-516. Failure to comply; remedies. The City of Jamestown, Tennessee may pursue any and all legal and equitable remedies against the cable operator (including, without limitation, all remedies provided under a cable operator's franchise with the City of Jamestown, Tennessee for failure to comply with the act, the FCC Rules, any orders or determinations of the City of Jamestown, Tennessee pursuant to this chapter, any requirements of this chapter, or any rules or regulations promulgated hereunder. Failure to comply with the act, the FCC Rules, any orders or determinations of the City of Jamestown, Tennessee pursuant to this chapter, any requirements of this chapter, or any rules and regulations promulgated hereunder, shall also be sufficient grounds for

revocation or denial of renewal of a cable operator's franchise. (Ord. #360, Oct. 1993)