

Resolution No.: 19-59  
Introduced: March 12, 2019  
Adopted: March 19, 2019

**COUNTY COUNCIL  
FOR MONTGOMERY COUNTY MARYLAND**

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Lead Sponsor: County Council

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**SUBJECT:** Transfer of franchise from Goff Network Technologies – Maryland Inc. to Dark Fiber and Infrastructure, LLC

**Background**

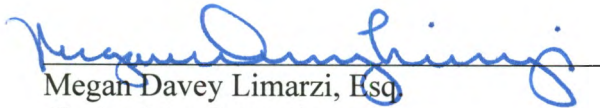
1. Sections 49-20 and 49-21 of the County Code provide that the County Council may grant a franchise for use of the public right-of-way.
2. On December 1, 2015, the Council adopted Resolution 18-336, which granted a franchise agreement to Goff Network Technologies – Maryland Inc. to use the public right-of-way.
3. Section 11.1 of the franchise agreement prohibits Goff Network Technologies from transferring or assigning the franchise without the written consent of the County. Under the franchise agreement, the County must approve or disapprove a request for transfer within 90 days or the transfer is deemed approved.
4. On April 25, 2018, the Maryland Public Service Commission granted Dark Fiber and Infrastructure, LLC's request to provide resold and facilities-based local exchange telecommunications services in Maryland.
5. By letter dated February 11, 2019, Dark Fiber and Infrastructure, LLC and Goff Network Technologies informed the Chief Administrative Officer of their desire to transfer the franchise agreement to Dark Fiber and Infrastructure, LLC.

**Action**

The County Council for Montgomery County Maryland approved the following resolution:

The County Council approves the transfer of the franchise from Goff Network Technologies – Maryland Inc. to Dark Fiber and Infrastructure, LLC under the terms of the original franchise agreement.

This is a correct copy of Council action.

  
Megan Davey Limarzi, Esq.  
Clerk of the Council