

**RESOLUTION**

**WHEREAS**, Level 3 Communications LLC located at 1025 Eldorado Blvd, Broomfield, CO 80021 (“Level 3”) seeks to install telecommunications equipment in public right of ways within the Township of West Orange (the “Township”); and

**WHEREAS**, Level 3 was approved by the New Jersey Board of Public Utilities (“BPU”) to provide local exchange and interexchange telecommunication services throughout New Jersey; and

**WHEREAS**, Level 3 requires consent from the Township to access the public right of way to install and maintain its equipment within the public right of ways; and

**WHEREAS**, Level 3 has agreed to the terms of a Use Agreement, annexed hereto as Exhibit “A” (the “Agreement”) whereby the Township will grant consent for a period of five (5) years which will be renewable for additional periods of five (5) years; and

**WHEREAS**, the Agreement requires that Level 3 shall obtain all required permits from the Construction Department and to pay a fee of \$1,000 for the administrative fees related to the preparation of the Agreement.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of West Orange, that the Mayor and Township Clerk be and are hereby authorized to enter into and execute and attest to, respectively, the annexed Use Agreement for the installation of telecommunication facilities in the Township public right of way.

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**Karen J. Carnevale, R.M.C.**  
**Township Clerk**

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**Michelle Casalino**  
**Council President**

**Adopted: October 20, 2020**