



Property Management Department

Public Service Provider Registration

It is the City of Fort Worth's policy to manage its rights of way in accordance with all applicable law. In order to protect public health, safety, and welfare, all public service providers desiring to use the Public Right-Of-Way (ROW) shall register with the City of Fort Worth. This registration applies to an entity that is a Certificated Telecommunications Provider under Chapter 283 of the Texas Local Government Code, Cable and/or Video State-Issued Franchisee under Chapter 66 of the Texas Utilities Code; have a franchise agreement with the City; or requires a right-of-way license agreement. For Wireless Facilities and Infrastructure (Chapter 284), please visit the City's website for more information [Wireless Facilities and Infrastructure – Welcome to the City of Fort Worth \(fortworthtexas.gov\)](http://fortworthtexas.gov) for guidelines and permit registration requirements.

This form must be completed by a duly authorized representative of the entity who will own the facilities in the City public rights-of-way. Applicant understands and agrees that when any information provided for the registration changes, the applicant shall inform the City of the change no more than 30 days after the date the change is made.

Applicant Information:

Full Legal Name of Company Name: Including full name of individuals, corporate name, LLC, LLP, as applicable.

Company Address:

Business, Assumed, or Trade Names used within past 5 years:

Telephone:

Principal Contact Person for Entity:

Name _____

Title _____

Phone Number _____

Address _____

Email Address _____

If applicable, Entity's Agent:

Name _____

Title _____

Phone Number _____

Address _____

Email Address _____

Completion of this registration does not grant Applicant the right to construct in the public rights-of-way. Permission to construct facilities in public rights of way is needed prior to commencement of construction. If you have any questions regarding construct in the public rights-of-way, please contact Jeffery Underhill, Construction Superintendent; Transportation Public Works at 817-392-7661.

1) Certified Telecommunications Provider (CTP)

Chapter 283 of the Local Government Code ("Chapter 283"), established a uniform method for compensating municipalities for the use of the public rights-of-way by certificated telecommunications providers.

If you are (1) a certificated telecommunications provider within the context of Chapter 283 and (2) using one or more public rights of-way in the City of Fort Worth for your telecommunications systems, please provide us with the following information and complete Exhibit A attached to this Registration Form.

- 1) Evidence of your status as a Certificated Telecommunications Provider in the State of Texas under the Utilities Code;
- 2) Your City of Fort Worth access line count by category, indicating end-use customer category (residential, non-residential, and point-to-point) in the format supplied to the Public Utility Commission under Chapter 26 of the Commission's Substantive Rules.
- 3) The type and location of your facilities in place within the City of Fort Worth public rights-of-way;
- 4) The type and location of your facilities projected to be in place within the City of Fort Worth public rights-of-way within the next five (5) years.

All information provided will be treated in accordance with the confidentiality provisions of Order No.2 in Public Utility Commission Project No. 20935, and should be sent to the attention of Juanita Rigsby at the following address:

City of Fort Worth
Property Management Department
Utility Administration Section
900 Monroe Street, Suite 400
Fort Worth, Texas 76102-6319
Email: UtilityServiceRequest@fortworthtexas.gov

2) Cable Television Provider

Pursuant to PURA Section 66.003, any entity or person seeking to provide cable or video service in this state after September 1, 2005, shall file an application for a State-Issued Certificate of Franchise Authority (SICFA) with the Public Utility Commission of Texas (PUC).

If you are an entity seeking to provide cable or video service in Texas, please answer the following questions:

- 1) Has registrant applied with the PUC for the State-Issued Certificate of Franchise Authority

Yes No

- 2) Has registrant been issued a State-Issued Certificate of Franchise Authority? If so, please attach a copy of such certification.

Yes No

- 3) If the response is yes, are the facilities proposed to be placed within the public right-of-way for the purpose of providing cable and/or video service pursuant to Chapter 66 of the Texas Utilities Code?

Yes No

3) Other Providers that do not fall under Chapter 283 or Chapter 66/Non-CTP

- 1) Other Agreement. Does Applicant have a franchise, license or other agreement to place facilities within the City of Fort Worth's Rights-of-Way? If so, please attach a copy of the agreement.

Yes No

- 2) If the response is yes, are the facilities proposed to be placed within the public right-of-way for the purpose of providing service pursuant to that agreement?

Yes No

"I hereby certify or affirm that all information provided in this registration form, including all exhibits, are true and correct as of the date of this statement, and I have not knowingly withheld disclosure of any information requested; and that supplemental statements will be promptly submitted to the City of Fort Worth, Texas, as changes occur."

Signature of Applicant_____

Printed Name_____

Date_____

Exhibit A

Verification of CTP Eligibility for Chapter 283 ROW Access

I. Certificated Telecommunications Provider:

Right of access to use the City's public rights-of-way under Tex. Loc. Gov't Code, Chapter 283; ("Chapter 283") applies to wireline Public Utility Commission of Texas (PUC) certificated telecommunications providers (CTP).

A CTP is defined in Chapter 283, Sec. 283.002 as a person who has been issued a certificate by the PUC to offer local exchange telephone service or a person who provides voice service.

- A "local telephone exchange" service is defined in Chapter 283, Sec. 283.002 and in Tex. Util. Code § 51.002 as telecommunications service provided within an exchange to establish connections between customer premises within the exchange.
- "Voice service" is defined in Chapter 283, Sec. 283.002 as voice communication services provided through wireline facilities located at least part in the right-of-way. The term does not include voice service provided by a commercial mobile service provider as defined by 47 U.S.C. § 332(d).

A CTP is required to count and report its "access lines", and compensate each municipality in accordance with the access lines rates as adopted by the PUC, as revised annually by an inflation factor.

"Access line" is defined by Chapter 283, Sec. 283.002, and in PUC Rules, as being each switched transmission path "physically within the public rights-of-way", each private line termination point of a non-switched circuit "located within the public rights-of-way", resulting in three categories of access lines: residential switched, business switched (including PBX type services) and private/dedicated point-to-point data services, that terminate at a customer's premises, i.e., a retail end -user (and excluding interoffice transport lines that do not terminate at an end-user's premises, as described in PUC Rules, 16 Tex. Admin. Code § 26.461(c)(1)(B), but are used to provide landline/wireline local exchange telephone services or other Chapter 283 defined access line services, 16 Tex. Admin. Code § 26.461(d), of "voice", data, or private landline/wireline services.)

Chapter 283, and the PUC Rule definitions describe a landline based telecommunications service that has physical facilities within the rights-of-ways extending to the retail end users; Chapter 283 does not apply to wireless (cellular) commercial mobile service.

If a wireline CTP complies with Chapter 283, i.e. files quarterly access line reports to the PUC and compensates each municipality access line fees based on those reports, it is allowed to place its facilities within the local public rights-of-way, although (no-cost) permits can still be required.

The CTP Applicant's completion of this form, the Chapter 283 CTP Verification Form, will provide guidance to the City on ensuring that only qualified CTP entities have the benefit of Chapter 283 rights-of-way access, as narrowly allowed by Chapter 283; in other words, the completion of this form is intended to elicit the minimum amount of information from the CTP Applicant in order to assist the City in verifying that the CTP is qualified under Chapter 283 in its request to have access to use the public rights-of-way as allowed by Chapter 283, and that the CTP Applicant fully understands and agrees to its responsibilities and obligations of counting, reporting and compensating the City based on its access lines within the City's public-rights-of-way, all in accordance with Chapter 283, PUC Orders and PUC Rules.

II. CTP Applicant Information

A Full Legal Name of CTP Applicant: Including full name of individuals, corporate name, LLC, LLP, as applicable.):

B. Principal CTP Applicant Contact Name: _____

Title:

Address:

City: _____ State: _____ ZIP: _____

Tel: _____ Ext: _____

Email Address:

C. If applicable, CTP Applicant's Agent Name:

Title:

Firm Name:

Address:

City: _____ State: _____ Zip: _____

Tel: _____ Ext: _____

Email Address:

D. CTP Certificate number and the most recent PUC Docket No. filing pertaining to the initial issuance or renewal of the PUC Certificate. Attach a copy of the CTP certificate, annotated with the most recent PUC Dkt. No. on issuance or renewal. Designate this as "Exhibit A, CTP Certificate".

E. If CTP Applicant asserts legal authority other than or in addition to Chapter 283 that may allow placement of facilities and use of the public rights-of-way, describe in detail that governmental authority, statutory authority, or other legal authority that granted the CTP Applicant the privilege to use the public rights-of-way for placement of its facilities. Designate this as "Exhibit B, Permission to use ROW other than Chapter 283".

Certified Telecommunications Provider Acknowledgment

By executing and signing this Chapter 283 CTP Verification Form, the CTP Applicant or CTP

Applicant's Agent affirm and represent (1) they have the authority to act for the business entity of the CTP Applicant; (2) that facilities being installed to provide landline/wireline local exchange telephone services or other Chapter 283 defined access line services are as those described in PUC Rules, 16 Tex. Admin. Code § 26.461 (c)(1) (d) & (B) (3) they are in compliance with and will adhere to all PUC rules (4) they have read and understand the Chapter 283 CTP Verification Form; and (5) to the best of their knowledge the answers and information submitted with the Application are true and correct.

Signature of CTP Applicant or CTP Applicant's Agent

Printed Name and Title of CTP Applicant or CTP Applicant's Agent

Date of Submission of the Chapter 283 CTP Verification Form.