



Agenda Date: 7/15/26
Agenda Item: IVA

STATE OF NEW JERSEY
Board of Public Utilities
44 South Clinton Avenue, 1st Floor
Post Office Box 350
Trenton, New Jersey 08625-0350
www.nj.gov/bpu/

OFFICE OF CABLE TELEVISION
AND TELECOMMUNICATIONS

IN THE MATTER OF THE PETITION OF COMCAST)
OF MONMOUTH COUNTY, LLC FOR A RENEWAL)
CERTIFICATE OF APPROVAL TO CONTINUE TO)
CONSTRUCT, OPERATE, AND MAINTAIN A CABLE)
TELEVISION SYSTEM IN AND FOR THE)
BOROUGH OF ALLENHURST, COUNTY OF)
MONMOUTH, STATE OF NEW JERSEY)

AUTOMATIC RENEWAL
CERTIFICATE OF APPROVAL

DOCKET NO. CE25110626

Parties of Record:

Stan Barrett, Esq., Brach Eichler LLC, on behalf of Comcast of Monmouth County, LLC
Donna Campagna, Clerk, Borough of Allenhurst, New Jersey

BY THE BOARD:

On December 18, 1980, the New Jersey Board of Public Utilities ("Board") granted Futurevision Cable Enterprises, Inc. a Certificate of Approval ("Certificate") in Docket No. 809C-6713 for the construction, operation and maintenance of a cable television system in the Borough of Allenhurst ("Borough"). Through a Board-approved corporate reorganization, Storer Cable Communications of Monmouth County, Inc. d/b/a Storer Cable Communications ("Storer") became the holder of the Certificate. On April 22, 1992, the Board granted Storer a Renewal Certificate of Approval ("Renewal Certificate") for the Borough in Docket No. CE91111713. Through a series of transfers with required Board approvals, Comcast Cablevision of Monmouth County, Inc. ("Comcast") became the holder of the Certificate. On January 10, 2002, the Board granted Comcast a Renewal Certificate for the Borough in Docket No. CE01100650. Based on a name change, the current holder of the Certificate is Comcast of Monmouth County, LLC ("Petitioner"). On November 9, 2011, the Board issued a Renewal Certificate to the Petitioner in Docket No. CE11080482. Although the Petitioner's Renewal Certificate expired on December 18, 2025, it is authorized to continue to provide cable television service to the Borough pursuant to N.J.S.A. 48:5A-25, pending disposition of proceedings regarding its Renewal Certificate.

The petition is based on the Borough's ordinance adopted on May 10, 2011, granting renewal municipal consent to the Petitioner. On June 6, 2011, the Petitioner accepted the ordinance which provided for an initial term of fifteen (15) years, expiring on December 18, 2025, with an automatic renewal term of ten (10) years. On November 18, 2025, the Petitioner notified the Borough of its

intention to exercise its right under the automatic renewal provision of the Borough's municipal consent and the Renewal Certificate. No objection was filed by the Borough. On November 25, 2025, the Petitioner filed with the Board for Automatic Renewal of its Renewal Certificate for the Borough, pursuant to N.J.S.A. 48:5A-15,16, 17, 19, and 25, and N.J.A.C. 14:17-6.9 and 14:18-13.6 ("Petition").

DISCUSSION AND FINDINGS

The Board has reviewed the Petition and the application filed therein by the Petitioner. Based upon this review and the recommendation of the Office of Cable Television and Telecommunications, the Board **HEREBY FINDS** the following:

1. The Petitioner possesses the requisite legal, character, financial, and technical qualifications for the awarding of an Automatic Renewal Certificate, pursuant to N.J.S.A. 48:5A-22 to 29, N.J.A.C. 14:18-13.1 to 13.9.
2. The design and technical specifications of the system shall ensure that the Petitioner provides safe, adequate, and proper service.
3. The Petitioner has represented that all previously required construction within the franchise territory is complete.
4. The franchise period as stated in the ordinance is ten (10) years, pursuant to N.J.S.A. 48:5A-19 and 25. The Board finds this franchise period reasonable.
5. The Borough may review the performance of the Petitioner with regard to the ordinance at its discretion. If the Borough determines that the Petitioner has failed to substantially comply with the material terms and conditions of the ordinance, the Borough shall provide written notice to the Petitioner of such alleged instances of non-compliance, and shall grant the Petitioner ninety (90) days to cure such deficiency. The Borough may petition the Board for appropriate administrative action, including revocation of the franchise or reduction of the franchise term, but only after the ninety (90) day opportunity to cure has passed and the deficiency has not been cured.
6. The Petitioner shall maintain an informational schedule of prices, terms and conditions for unregulated service, and promptly file any revisions thereto.
7. Pursuant to statutory requirements, the ordinance specifies a complaint officer to receive and act upon complaints filed by subscribers in the Borough. In this case, it is the Office of Cable Television and Telecommunications. All complaints shall be received and processed in accordance with any applicable rules.
8. The Petitioner shall maintain a local business office or agent for the purpose of receiving, investigating and resolving complaints. The Petitioner currently maintains a local office located at 310 State Route 36, West Long Branch, New Jersey
9. Pursuant to N.J.S.A. 48:5A-30, the franchise fee to be paid to the Borough is specified to be three-and-one-half percent (3.5%) of the Petitioner's gross revenues, as defined in N.J.S.A. 48:5A-3(x), derived from cable television charges or fees paid by

subscribers for its cable television service in the Borough.¹ Additional regulatory fees shall be paid to the State in an amount not to exceed two percent (2%) of Petitioner's gross operating revenues derived from intrastate operations. The Board finds these fees to be reasonable.

10. The Petitioner shall provide service to any person's residence or business located in the primary service area of the Borough at no cost beyond standard and non-standard installation charges.² For any extension outside of the Primary Service Area, the Petitioner shall utilize the line extension policy ("LEP") attached to the Certificate (Appendix "I"). The minimum homes per mile ("HPM") figure is thirty-five (35).
11. The Petitioner shall provide public, educational, and governmental ("PEG") access channels and facilities in accordance with its renewal application and the ordinance. Specifically, the Petitioner currently maintains a system-wide public access channel and a dedicated educational access channel for Brookdale Community College.
12. The Petitioner shall provide one (1) standard installation and monthly Total Preferred cable television service on one (1) outlet, free of charge, to each school in the Borough, public and private, elementary, intermediate and secondary. To qualify for free installation, the facility must be within 175 feet of the Petitioner's active cable television plant. Each additional outlet installed, if any, shall be paid for on a materials plus labor basis by the school requesting the installation. Monthly service charges shall be waived on additional outlets.
13. The Petitioner shall provide one (1) standard installation and monthly Total Preferred cable television service on one (1) outlet, free of charge, to each public building in the Borough. To qualify for free installation, the facility must be within 175 feet of the Petitioner's active cable television plant. Each additional outlet installed, if any, shall be paid for on a materials plus labor basis by the Borough. Monthly service charges shall be waived on additional outlets.

Based upon these findings, the Board **HEREBY CONCLUDES**, pursuant to N.J.S.A. 48:5A-17(a) and 28(a)-(g), that the Petitioner has the municipal consent necessary to support the Petition. Furthermore, that such consent and issuance thereof are in conformity with the requirements of N.J.S.A. 48:5A-1 to 64 and that the Petitioner has complied or is ready, willing, and able to comply with all applicable rules and regulations imposed by or pursuant to State and federal law as preconditions for engaging in the proposed cable television operations. The Board also **FINDS** that the Petitioner has sufficient financial and technical capacity; that the Petitioner meets the legal, character, and other qualifications necessary to construct, maintain, and operate the

¹ Pursuant to the Board's December 17, 2009, Order, the Petitioner is required to pay the Township a franchise fee of three-and-one-half percent (3.5%), as stated above, and which is greater than the two percent (2%) as stated in the ordinance. In re Verizon New Jersey, Inc. Certification of Capability to Provide Cable Television Service to 60 Percent of Households in Thirteen Designated Municipalities, BPU Docket No. CO10030192, Order dated December 17, 2009.

² It is noted that the ordinance at Section 7. Extension of Service contains a typographical error by referencing the applicability of a line extension policy in Stafford Township. The ordinance defined the municipality to be the Borough of Allenhurst, and all provisions of the ordinance are applicable to the Borough of Allenhurst. Therefore, the description of the extension of plant applies to the Borough of Allenhurst.

necessary installations, lines, and equipment; and that the Petitioner is capable of providing the proposed service in a safe, adequate, and proper manner.

Therefore, the Petitioner is **HEREBY ISSUED** this Automatic Renewal Certificate of Approval as evidence of the Petitioner's authority to construct and operate a cable television system within the entirety of the Borough.

This Automatic Renewal Certificate of Approval is subject to all applicable State and federal laws, the rules and regulations of the Office of Cable Television and Telecommunications, and any such lawful terms, conditions, and limitations as currently exist or may hereafter be attached to the exercise of the privileges granted herein. The Petitioner shall adhere to the operating standards set forth by the Federal Communications Commission's rules and regulations, 47 C.F.R. § 76.1 et seq., including but not limited to the technical standards 47 C.F.R. § 76.601 through § 76.630. Any modifications to the provisions thereof shall be incorporated into this Certificate.

Failure to comply with all applicable laws, rules, regulations, and orders of the Board or the Office of Cable Television and Telecommunications or the terms, conditions, and limitations set forth herein may constitute sufficient grounds for the suspension or revocation of this Certificate.

The Board **HEREBY ORDERS** the Automatic Renewal Certificate of Approval be issued on the representation that the statements contained in the Petitioner's applications are true, and the undertakings therein contained shall be adhered to and be enforceable unless specific waiver is granted by the Office of Cable Television and Telecommunications pursuant to the authority contained in N.J.S.A. 48:5A-1 to 64.

This Certificate shall expire December 18, 2035.

This Order shall be effective on July 22, 2026.

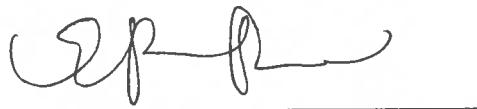
DATED: July 15, 2026

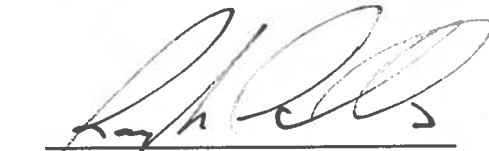
BOARD OF PUBLIC UTILITIES
BY:

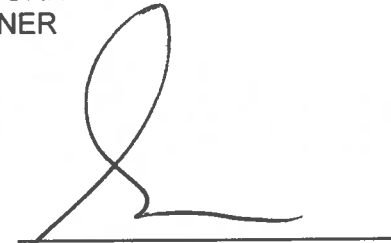
ABSTAINED
BEN HERTZ-SHARGEL
PRESIDENT


CHRISTINE GUHL-SADOVY
COMMISSIONER


MICHAEL BANGE
COMMISSIONER


EMMA REBHORN
COMMISSIONER


JOSEPH COVIELLO
COMMISSIONER

ATTEST: 
SHERRI L. LEWIS
BOARD SECRETARY

I HEREBY CERTIFY that the within
document is a true copy of the original
in the files of the Board of Public Utilities.

APPENDIX "I"
Office of Cable Television and Telecommunications
Line Extension Policy

Company: Comcast of Monmouth County, LLC
Municipality: Borough of Allenhurst, County of Monmouth

A cable operator is required to absorb the cost of extensions to the system in the same proportion that the extension is to the remainder of the system.

Actual subscribers served by the extension are required to absorb the remainder of the cost.

If new subscribers are added to the extension, the cost is adjusted and those who previously paid receive an appropriate rebate.

- | | | | |
|----|---|---|--|
| 1. | <u># of homes in extension</u>
mileage of extension | = | homes per mile ("HPM")
of extension |
| 2. | <u>HPM of extension</u>
Minimum HPM that
company actually
constructs in the
system* | = | ratio of the density
of the extension to the
minimum density that the
company constructs in the
system ("A") |
| 3. | Total cost of building
the extension times "A" | = | company's share of
extension cost |
| 4. | Total cost of building
extension less company's
share of extension cost | = | total amount to be
recovered from
subscribers |
| 5. | <u>Total amount to be
recovered from subs</u>
Total subscribers in
extension | = | each subscriber's share |

In any case, the company shall extend its plant along public rights of way to:

1. All residences and businesses within 150 aerial feet of the operator's existing plant at no cost beyond the normal installation rate.
2. All residences and businesses within 100 underground feet of the operator's plant at no cost beyond the normal installation rate.

* The minimum HPM that the company actually constructs in the system or municipality is the minimum number of homes that the company has historically constructed at its own cost. This is a function of the operator's breakeven point and its rate of return. Unbuilt systems will use the primary service area rather than construction.

The operator's installation policies shall apply to construction beyond the public right of way.

Detailed accounting or financial information to support the minimum HPM shall be supplied to the Office for its approval in such form as required. The minimum HPM shall be updated as appropriate.

When a request for service is received, and unless good cause is shown, cable companies shall:

1. Provide a written estimate within thirty (30) days of such a request.
2. Begin construction within sixty (60) days of receipt of any deposit monies from potential subscribers.
3. Complete construction within six (6) months of receipt of any deposit monies from potential subscribers.
4. Inform each home passed along the extension of the potential costs for subscribers.

Subscribers who pay for an extension shall be entitled to rebates in the following manner:

1. If the company acquires new subscribers subsequent to the initial calculation of step 5 above, the formula will be adjusted and those who have previously paid for the extension will be entitled to an appropriate rebate. In no event shall the amount of the rebate exceed the subscriber's contribution.
2. The company shall keep accurate records of the cost of the extension, the amounts paid by subscribers, and any appropriate adjustments.
3. The company shall notify subscribers in the extension of their rights and responsibilities concerning the extension.
4. Once an individual dwelling has paid its share of the extension cost, future reconnections or installations shall be made at the company's standard rates.
5. After a period of five (5) years from the installation of the first dwelling unit in the extension, no further adjustments shall be made. Installations after five (5) years shall be at the company's standard rate.
6. Once a subscriber is installed, that person shall not normally be entitled to a refund of any monies paid for the installations, except in accordance with the rebate procedure outlined in this policy.

Definitions

Primary Service Area

The Primary Service Area ("PSA") can be an entire municipality, but in many instances the PSA is a limited area within a community outside of which a line extension policy may apply. The PSA is depicted by a franchise map and narrative, presented and recorded during the franchise proceedings. It normally remains a fixed geographic area throughout the life of the franchise.

Line Extension Survey

Potential subscribers residing outside the PSA who request service are entitled to an estimate of their share of the cost to secure service. When conducting a survey and estimating costs, a cable company should factor in all potential subscribers who could practicably be included in the extension and give consideration to apparent residential construction in areas contiguous to the proposed extension.

IN THE MATTER OF THE PETITION OF COMCAST OF MONMOUTH COUNTY, LLC FOR A
RENEWAL CERTIFICATE OF APPROVAL TO CONTINUE TO CONSTRUCT, OPERATE, AND
MAINTAIN A CABLE TELEVISION SYSTEM IN AND FOR THE BOROUGH OF ALLENHURST,
COUNTY OF MONMOUTH, STATE OF NEW JERSEY

DOCKET NO. CE25110626

SERVICE LIST

Dennis C. Linken, Esq.
Brach Eichler LLC
101 Eisenhower Parkway
Roseland, NJ 07068
dlinken@bracheichler.com

Stan Barrett, Esq.
Brach Eichler LLC
101 Eisenhower Parkway
Roseland, NJ 07068
sbarrett@bracheichler.com

Donna Campagna
Borough Clerk
Borough of Allenhurst
125 Corlies Ave.
Allenhurst, NJ 07711
dcampagna@allenhurstnj.org

Robert Clifton,
Senior Director Govt. & Regulatory Affairs
Comcast
403 South Street
Eatontown, NJ 07724
robert_clifton@comcast.com

NJ Department of Law & Public Safety
Division of Law
Richard J. Hughes Justice Complex
Public Utilities Section
25 Market Street
Post Office Box 112
Trenton, NJ 08625

Meliha Arnautovic, DAG
meliha.arnautovic@law.njoag.gov

Terel Klein
terel.klein@law.njoag.gov

Rachel Reckeweg
rachel.reckeweg@law.njoag.gov

Tanya Lloyd-Samuel
tanya.lloyd-samuel@law.njoag.gov

Board of Public Utilities
44 South Clinton Avenue, 1st Floor
Post Office Box 350
Trenton, NJ 08625-0350

Sherri L. Lewis, Board Secretary
board.secretary@bpu.nj.gov

Stacy Peterson, Deputy Executive Director
stacy.peterson@bpu.nj.gov

Office of Cable Television and Telecommunications

Lawanda R. Gilbert, Esq., Director
lawanda.gilbert@bpu.nj.gov

Nancy J. Wolf, Administrative Analyst 4
nancy.wolf@bpu.nj.gov

Ashley Bliss, Administrative Analyst 1
ashley.bliss@bpu.nj.gov

Counsel's Office

Ava-Marie Madeam, General Counsel
avamarie.madeam@bpu.nj.gov

Elspeth Hans, Deputy General Counsel
elspeth.hans@bpu.nj.gov

TyShawn Key, Associate Counsel
tyshawn.key@bpu.nj.gov