

- (i) "Scott County Fiscal Court" means the Scott County Fiscal Court.
- (j) "FCC" means the Federal Communications Commission, or its lawful successor.
- (k) "Franchise Fee" means for the purposes of this Ordinance any fee that may be imposed by the Government on Grantee as compensation for Grantee's use of public rights-of-way and roads. Use of this definition in this Ordinance is without prejudice to any rights Grantee or Government may have under Federal and Kentucky law as they may be amended. This Franchise Fee shall not apply to any Telecommunications Provider that is paying Telecommunications Excise Taxes.
- (l) "Government" means (unless otherwise specified) Scott County, KY, a County created pursuant to the Kentucky Revised Statutes, as it now exists in its present territorial limits, or may hereafter be extended or reduced, and its elected and appointed officials, employees, agents, boards, consultants, assigns, volunteers and successors in interest.
- (m) "Grantee" means a Person to which a franchise under this Ordinance is granted by the Scott County Fiscal Court, or its successors and assigns.
- (n) "Gross Revenue" means after adjustment for the net write-off of uncollectible accounts and for local, state and federal government entities, that claim exemption from Franchise Fees levied by the Government on Telecommunications Services they purchase, any and all revenues derived by Grantee within Scott County from Grantee's Telecommunications System, including, but not limited to: revenues from the sale of and use of Telecommunications Services originating or terminating in Scott County; revenues charged to or attributable to a circuit location in Scott County, regardless of where the circuit is billed or paid; revenues from the use, rental, or lease of Grantee's operating Facilities within Scott County, revenues from the provision of any and all products, services, or charges (including installation, maintenance and service charges) and revenues from any leases or Indefeasible Right of Use interests ("IRU") of any portion of Grantee's Telecommunications System within Scott County. "IRU" or "Indefeasible Right of Use" means any form of acquired capital interest in Grantee's Telecommunications System in which the holder possesses a right to use the Telecommunications System but not the right to control, maintain, construct or revise the Telecommunications System. "Gross Revenue" shall not include revenues received from the provision of Telecommunication Services which are exempt from taxation under local, state, or federal law.
- (o) "PSC" means the Kentucky Public Service Commission or its lawful successor.
- (p) "Person" is any person, firm, partnership, association, corporation, company, governmental entity or organization of any kind.