



**BOROUGH OF FLORHAM PARK  
COUNTY OF MORRIS, STATE OF NEW JERSEY  
RESOLUTION #26-52**

**RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF FLORHAM PARK IN  
THE COUNTY OF MORRIS, STATE OF NEW JERSEY, AUTHORIZING PILOT FIBER NJ LLC  
TO UTILIZE THE BOROUGH'S RIGHTS-OF-WAY IN THE DEVELOPMENT AND  
MAINTENANCE OF ITS BROADBAND FIBER OPTIC NETWORK**

**WHEREAS**, the Borough received a notification from Pilot Fiber LLC that it was the process of building a broadband fiber optic network in parts of NJ that will be attached to existing infrastructure, *i.e.*, telephone/utility poles and existing conduit, and has requested that the Borough allow Pilot Fiber NJ LLC to install its fiber optic lines within the Borough Right-of-Way; the network is for commercial use, to connect Pilot Fiber NJ LLC's clients around the State; and

**WHEREAS**, Pilot Fiber NJ LLC has supplied to the Borough copies of a Board of Public Utilities Order authorizing it "to provide facilities-based local exchange, interexchange, and private line telecommunications services in the State of New Jersey, pursuant to the New Jersey Telecommunications Act of 1992, N.J.S.A. 48:2-21.16 et seq., and the Federal Telecommunications Act of 1996, Pub. L. No. 104-104, 110 Stat. 56; and

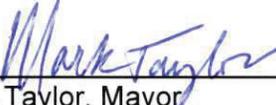
**WHEREAS**, the Telecommunications Act of 1996 provides, in part, that "No state or local statute or regulation, or other state or local legal requirement, may prohibit or have the effect of prohibiting the ability of any entity to provide interstate or intrastate telecommunications service;" and;

**WHEREAS**, N.J.S.A. 54:30A-124(a) provides that a municipality may not impose any fees, taxes, levies, or assessments in the nature of a local franchise, right of way, or gross receipts fee, tax, levy or assessment against telecommunications companies but that a municipality may impose reasonable fees for actual services made by any municipal, regional or county governmental agency.

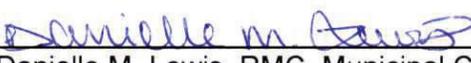


**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Florham Park in the County of Morris and State of New Jersey that the Borough hereby grants to Pilot Fiber NJ LLC the right to a non-exclusive use of the Borough Rights-of-Way for the purpose of owning, constructing, installing, operating repairing and maintaining a telecommunications system and the Mayor and Clerk are authorized to execute such documents as may be necessary to effectuate this resolution, as well as determine if there are any reasonable costs incurred by the Borough in this matter for which the Borough may be entitled to payment, under the applicable statutes. This Resolution shall take effect immediately.

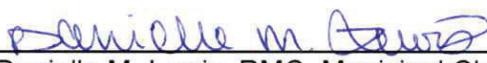
Council Approval: February 19, 2026

  
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Mark Taylor, Mayor

Attest:

  
\_\_\_\_\_  
Danielle M. Lewis, RMC, Municipal Clerk

**I HEREBY CERTIFY** this to be a true and correct Resolution of the Mayor and Borough Council of the Borough of Florham Park, and adopted on February 19, 2026

  
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Danielle M. Lewis, RMC, Municipal Clerk