

MOTION NO. 2119

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2 A MOTION clarifying the policy of King County
3 as to recognition of discrete unincorporated
4 communities for purposes of cable television
5 regulation.

6 WHEREAS, King County has previously granted franchises
7 for the construction and operation of cable television systems
8 in various unincorporated areas of King County; and

9 WHEREAS, said franchise areas may have been designated
10 for the purpose of construction schedules and timetables,
11 but were not and are not intended specifically for purposes
12 of establishing discrete communities as contemplated by the
13 policies and regulations of the Federal Communications
14 Commission governing cable television operations; and

15 WHEREAS, the clarification of discrete communities as
16 set forth in the "Clarification of Discrete Unincorporated
17 Communities for Purposes of Cable Television Franchising and
18 Regulation Within King County" appended hereto, is necessary
19 and desirable to facilitate application of federal regulations
20 to cable television franchisees of King County, and to
21 facilitate local regulation of cable television service
22 within said communities of King County; and

23 WHEREAS, the clarification appended hereto represents
24 an appropriate designation of said communities;
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NOW, THEREFORE, BE IT MOVED by the Council of King County:
King County hereby adopts the "Clarification of Discrete
Unincorporated Communities for Purposes of Cable Television
Franchising and Regulation Within King County" appended
hereto as a declaration of its policy clarifying discrete
unincorporated communities for purposes of authorization,
construction and operation of cable television systems within
the unincorporated areas of King County.

PASSED this 25th day of August, 1975.

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

Bill Ream
Chairman

ATTEST:

Dorothy M. Quinn
Clerk of the Council

CLARIFICATION OF DISCRETE UNINCORPORATED
COMMUNITIES FOR PURPOSES OF CABLE
TELEVISION FRANCHISING AND REGULATION
WITHIN KING COUNTY

1. Necessity for Clarification.

Franchises for construction and operation of cable television systems in King County have previously been granted on an ad hoc basis, with franchise areas defined generally as requested by the cable television operators themselves. There has previously been no designation of discrete unincorporated areas to be considered as separate communities for purposes of applying federal cable television regulations.

The Federal Communications Commission (FCC) in 1972 established federal minimum standards for cable television franchises granted by cities and counties, which require franchises to provide for construction schedules and orderly extension of cable television service within the given community. They also require cable television systems to provide channels for community access purposes. These standards will have to be incorporated into county franchises no later than March 31, 1977.

For cable television purposes, the FCC considers "communities" to include incorporated communities and discrete unincorporated areas of counties. The entire unincorporated area of a county is not considered a single "community". Instead, the FCC has taken the position that it is the responsibility of the local franchising authority, i.e., the county, to define discrete unincorporated areas to be considered as communities for application of the cable television regulations.

The cable television franchising policies of King County have recently come under review by the FCC in several proceedings involving local franchisees and in response to congressional inquiries. In one instance, the Commission granted tentative operating authority to the franchisee, and in another case deferred action on the franchisee's application, both actions pending clarification of discrete unincorporated areas by the county. In response to a congressional inquiry, the Commission stated that the county had an "obligation" to define these areas.

Immediate clarification of county policy on this subject is therefore needed: (1) To facilitate certification of existing cable television systems by the Federal Communications Commission; (2) To comply with federal minimum standards applicable to cable franchises issued in the future; (3) To facilitate county administration of future construction and access requirements.

2. Designation of Discrete Communities.

For the purposes outlined above, all matters relating to existing and future cable television franchises issued by King County shall be considered with reference to five discrete areas or communities, designated as North King County, Central King County, South King County, East King County, and Vashon/Maury Islands, with boundaries as designated on the attached map (Exhibit A).

3. Matters Considered in Designating Communities.

The above community designations take into consideration geographic, demographic, and cultural similarities,

including employment and transportation patterns, historic and anticipated growth patterns, common social and community services including schools and higher education facilities, and other appropriate economic, social and governmental factors drawn from data compiled by the county in connection with its proposed capital improvement program.

The communities may be generally characterized as follows:

North King County: Comprises the area immediately North and East of the City of Seattle, including areas surrounding Bothell, Kirkland and Redmond; area of rapid suburban growth; high percentage of residents employed in Seattle, with median income slightly above county average; Shoreline Community College provides possible center for community access television activities.

Central King County: Comprises area immediately East of Lake Washington in the area of Bellevue, Issaquah, and Lake Sammamish; area of earlier suburban growth, population now relatively stable, particularly in the western half; high percentage of residents employed in Seattle, but significant number also employed in Bellevue, with median income considerably above county average; Bellevue Community College provides possible center for community access television activities.

South King County: Comprises area south of Seattle; relatively recent suburban expansion and also location of major industries; high percentage of residents employed at industries located within the community, with median income slightly below county average; Green River Community College and Highline Community College both available as possible centers for community access television activities.

East King County: Located generally between the 6E/7E Range line and the boundaries of the national forest and watershed areas; sparsely populated, rural area, with population distribution and need for cable television influenced greatly by geography; will require special consideration of questions involving construction timetables and community access as cable television develops in this area.

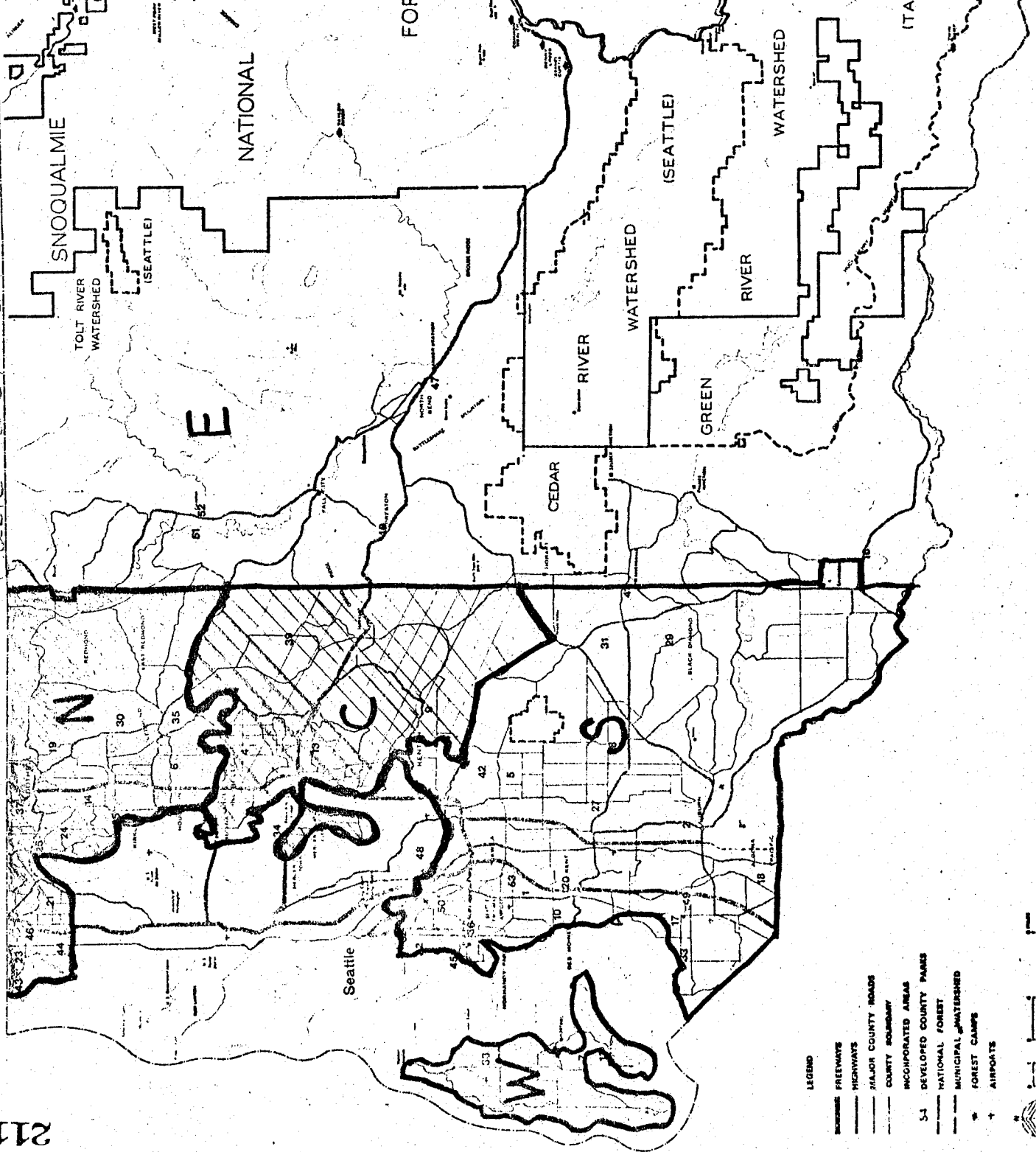
Vashon/Maury Islands: Located directly west of South King County; relatively isolated community, primarily rural in character, but with majority of residents employed in Seattle and elsewhere in King County; almost 20% of housing units are second homes

for recreational use; median income slightly below county average; as with East King County, rural character will require special consideration of questions involving construction and access.

4. Effect of Designation of Communities.

The principal effect of designating the above areas is to provide the Federal Communications Commission with the County's definition of discrete unincorporated communities within King County for purposes of applying the cable television regulations. In addition, the communities will provide a workable framework for administration of the County's cable television franchises, easing the burden of dealing with these strictly on an ad hoc basis. The county may proceed on this basis where appropriate, but construction and access requirements imposed on the cable television systems may also be defined generally within the framework of the designated communities.

Nothing in this clarification policy is intended to give any existing franchisees exclusive rights to any community, in whole or in part, or to prevent the County from granting as many franchises within a given community as it deems to be in the public interest. The sole purpose of this clarification is to delineate, in accordance with Federal Communications Commission policy, what the County considers to be the discrete unincorporated communities for purposes of construction, operation, and regulation of cable television service within its jurisdiction.



LEGEND

- FREIGHTWAY
- HIGHWAY
- MAJOR COUNTY ROADS
- COUNTY BOUNDARY
- INCORPORATED AREAS
- DEVELOPED COUNTY PARKS
- NATIONAL FOREST
- MUNICIPAL WATERSHED
- FOREST CAMPS
- + AIRPORTS

NORTH KING COUNTY:

Start at the intersection of the northwest King County border and Puget Sound; proceed east following the King County border to the median between Range 6 East and Range 7 East; proceed south on the median to the northern city limits of Duvall, thence proceed west thence south thence east following the city limits to the median between Range 6 East and Range 7 East; proceed south on the median to the intersection of the Redmond Fall City Road; proceed northwest on the Redmond Fall City Road to the intersection of the east shore of Lake Sammamish and the south-central city limits of Redmond; follow the city limits of Redmond to the intersection of the west shore of Lake Sammamish; proceed south following the shore of Lake Sammamish to the intersection of the Bellevue city limits and the west shore of Lake Sammamish; proceed east following the northern city limits of Bellevue to the intersection of the south east city limits of Kirkland and the east shore of Lake Washington; proceed north on the east shore of Lake Washington to the intersection of the Seattle city limits and the west shore of Lake Washington; proceed west following the northern city limits of Seattle to Puget Sound; proceed north on the west shore of Puget Sound to the northwest King County border.

CENTRAL KING COUNTY:

Start at the intersection of the southwest city limits of Kirkland and the eastern shore of Lake Washington; proceed east following the southern city limits of Kirkland to the intersection of the southern city limits of Kirkland and Redmond; proceed east following the southern city limits of Redmond to the intersection of the east shore of Lake Sammamish and the southern city limits of Redmond; proceed north following the shore of Lake Sammamish to the intersection of the east shore of Lake Sammamish and the Redmond Fall City Road; proceed southeast on the Redmond Fall City Road to the intersection of the median between Range 6 East and Range 7 East; proceed south on the median to the intersection of the median and Highway 18; proceed southwest on Highway 18 to the intersection of the Renton Maple Valley Road; proceed northwest on the Renton Maple Valley Road to the intersection of the Renton Maple Valley Road and the eastern city limits of Renton; proceed north following the eastern city limits of Renton to the intersection of the northern city limits of Renton and the eastern shore of Lake Washington; proceed north on the eastern shore of Lake Washington to the intersection of Lake Washington and the East Channel Bridge; proceed west and include the Island of Mercer Island returning to the east shore of Lake Washington; proceed north to the intersection of the southwest city limits of Kirkland.

SOUTH KING COUNTY:

Start at the northern city limits of Renton and the intersection of the eastern shore of Lake Washington; proceed south along the eastern city limits of Renton to the intersection of the Renton Maple Valley Road; proceed southeast on the Renton Maple Valley Road to the intersection of the Renton Maple Valley Road and Highway 18; proceed northeast on Highway 18 to the median between Range 6 East and Range 7 East; proceed south on the median to the northeast city limits of Enumclaw; follow the city limits of Enumclaw east thence south thence west to the median; proceed south on the median to the southern King County border; follow the southern King County border to the intersection of the southwest King County border and the west shore of Puget Sound; proceed north along the west shore of Puget Sound to the southwest Seattle city limits; proceed east following the southern Seattle city limits to the intersection of the western shore of Lake Washington and the Seattle city limits; follow the shore north on Lake Washington to the intersection of the north Renton City Limits and the eastern shore of Lake Washington.

EAST KING COUNTY:

Start at the median between Range 6 East and Range 7 East and the intersection of the north King County border; proceed east on the north King County border to the intersection of the northeast border of King County; proceed south following the King County border to the Southeast extremity of King County; proceed west following the southern King County border to the median between Range 6 East and Range 7 East; proceed north on the median to the southern Enumclaw city limits; follow the Enumclaw city limits east thence north thence west to the median; proceed north on the median to the southern city limits of Duvall; follow the city limits of Duvall west thence north thence east to the median; proceed on the median to the northern King County border.

WEST KING COUNTY (VASHON AND MAURY ISLANDS):

Encompasses the complete borders of Vashon and Maury Islands.