

Substitute  
December 7, 1995

Introduced by: ROB MCKENNA

BT:dh

Proposed No.: 96-044

ORDINANCE NO. **12149**

1  
2 AN ORDINANCE extending water system franchise No.  
3 507 for the Soos Creek Water and Sewer District  
4 until July 31, 1997, and authorizing the issuance  
5 of right-of-way construction permits in Council  
6 Districts 6, 9, and 12.

7 STATEMENT OF FACTS

8 1. Soos Creek Water and Sewer District's Franchise No.  
9 507, to operate and maintain a water system on County road  
10 right-of-way, has expired.

11 2. The District filed an application for a water franchise  
12 in Council Districts 6, 9 and 12 on April 20, 1995 to  
13 construct, operate, and maintain their existing water system to  
14 serve primarily a single family residential area, with pockets  
15 of commercial and multi-family areas.

16 3. King County Code Chapter 6.27 requires that the utility  
17 franchise application be approved by the Utilities Technical  
18 Review Committee (UTRC) and be consistent with the County's  
19 comprehensive plan, Seattle-King County health department and  
20 the State department of health regulations.

21 4. The District is in the process of preparing and  
22 obtaining approval of its water comprehensive plan to bring it  
23 in compliance with the state and county regulations. The  
24 District anticipates that this process will take a year to  
25 complete.

26 5. In order to provide the District with the time needed  
27 to complete its water plan and to allow the District to  
28 continue to operate and maintain the existing water system on  
29 county roads right-of-way, the District has requested that  
30 Franchise 507 be extended.

31 6. The extension for Water Franchise 507 has been referred  
32 to the relevant County departments for review.

33 7. The County executive has recommended approval of the  
34 water franchise extension.

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BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

SECTION 1. Notwithstanding any provision of K.C.C. Chapter 13.24 to the contrary, the King County executive is hereby authorized to grant an extension of Water Franchise 507 for the Soos Creek Water and Sewer District until July 31, 1997, in substantially the same form as Attachment "A". Notwithstanding any provision of K.C.C. Chapter 14.44 to the contrary, the executive is also authorized to issue right-of-way construction permits consistent with the terms of the extended franchise.

INTRODUCED AND READ for the first time this 16<sup>th</sup> day of January, 1996

PASSED by a vote of 9 to 0  
this 12<sup>th</sup> day of February, 1996.

KING COUNTY COUNCIL  
KING COUNTY, WASHINGTON

[Signature]  
Chair

ATTEST:

[Signature]  
Clerk of the Council

APPROVED this 21<sup>st</sup> day of February, 1996

[Signature]  
King County Executive

Attachments:

A. Extension Agreement

FRANCHISE EXTENSION AGREEMENT

RECITALS

WHEREAS, the Soos Creek Water and Sewer District currently holds water franchise number 507 granted by King County, Washington for the operation of a of its water system in unincorporated King County; and

WHEREAS, the referenced Soos Creek Water and Sewer District franchise has expired; and

WHEREAS, Soos Creek Water and Sewer District has requested a renewal of said franchise; and

WHEREAS, the Soos Creek Water and Sewer District and King County, Utilities Technical Review Committee recommend that said franchise be extended until July 31, 1997 to give the City the opportunity to complete and obtain approval of its water comprehensive plan and franchise; and

WHEREAS, no objections have been raised to the granting of the requests; and

WHEREAS, King County has approved the extension of this franchise until July 31, 1997 through the passage of Ordinance No. \_\_\_\_\_ subject to the conditions contained in the ordinance and agreement.

NOW, THEREFORE, King County, Washington and the Soos Creek Water and Sewer District, Washington agree as follows:

1. The terms of King County Water Franchise Number 507 are hereby approved and extended so that they will now expire on July 31, 1997.
2. All other conditions of King County Water Franchise Number 507 shall remain in full force and effect and are not modified or amended by this agreement or Ordinance No. \_\_\_\_\_.

12149

THIS AGREEMENT entered into this \_\_\_\_\_ day of \_\_\_\_\_, 1995.

SOOS CREEK WATER AND  
SEWER DISTRICT  
A Washington State Corporation

KING COUNTY, WASHINGTON

BY: \_\_\_\_\_

BY: \_\_\_\_\_

TITLE: \_\_\_\_\_

Pearl McElheran, Acting Director  
Department of Construction & Facilities  
Management

DATE: \_\_\_\_\_

DATE: \_\_\_\_\_