

June 27, 1996  
MMc

Introduced By: von REICHBAUER

Proposed No.: 96-544

ORDINANCE NO. **12379**

AN ORDINANCE approving a franchise for Lakehaven Utility District to construct, operate and maintain a sewer system in council Districts 7 and 13, authorizing the Executive to execute the franchise agreement, and declaring an emergency.

STATEMENT OF FACTS:

1. The Lakehaven Utility District has filed an application for a franchise in council districts 7 and 13 to construct, operate and maintain a sewer system to serve residential, multi-family and commercial areas in accordance with R.C.W. 36.55.010 and K.C.C. 6.27.
2. The District's comprehensive plan was approved on March 8, 1991, by county council ordinance 9825.
3. On June 12, 1996, the Utilities Technical Review committee approved the District's sewer franchise and determined that an amendment to the District's comprehensive plan to serve an area outside of the previously established local service area was not needed. Policy F-308 of the King County comprehensive Plan states that Urban Growth Areas are authorized to receive service and that previously established local service areas are no longer relevant. All of the area to be served by the District is within the Urban Growth Area.
4. The application has been referred to the relevant county departments for review, and no issues have been identified.
5. The King County executive has recommended approval of the franchise.

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

SECTION 1. The granting of a franchise to the Lakehaven Utility District to construct, operate and maintain a sewer system within King County is hereby approved. The King County executive is authorized to enter into and execute the

1 sewer system franchise, which by this reference is fully  
2 incorporated herein. Said franchise shall include all of the  
3 general and special conditions required by the county.

4 SECTION 2. The county council finds as a fact and  
5 declares that an emergency exists and that this ordinance is  
6 necessary for the immediate preservation of public peace,  
7 health or safety or for the support of county government and  
8 its existing public institutions.

9 SECTION 3. If within 30 days after the granting of this  
10 franchise, the applicant shall have failed to sign the  
11 written acceptance incorporated herein, then the rights and  
12 privileges granted herein shall be forfeited and said  
13 franchise shall be null and void.

14 INTRODUCED AND READ for the first time this 24<sup>th</sup>  
15 day of June, 1996.

16 PASSED by a vote of 9 to 0 this 8<sup>th</sup> day of  
17 July, 1996.

18 KING COUNTY COUNCIL  
19 KING COUNTY, WASHINGTON

20 Louise Miller  
21 VICE Chair

22 ATTEST:

23 Gerald A. Peterson  
24 Clerk of the Council

25 APPROVED this 19<sup>th</sup> day of July, 1996.

26 Samy Lachue  
27 King County Executive

28 Attachments:

29 A. Franchise Agreement