

1 09/30/96

Introduced By: GREG NICKELS

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3 BT:ts

Proposed No. 96-829

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8 ORDINANCE NO. 12540

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10 AN ORDINANCE approving a franchise for Maury Mutual Water
11 Company to construct, operate and maintain a water system in
12 Council District 8, and authorizing the Executive to execute the
13 franchise agreement and to declare it an emergency.

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15 STATEMENT OF FACTS:

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17 1. Maury Mutual Water Company has filed an application for a franchise in council
18 district 8 to construct, operate and maintain a water system to serve
19 predominantly residential areas, with some commercial and multifamily areas, in
20 accordance with R.C.W. 36.55.010 and K.C.C. 6.27.
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22 2. The company's comprehensive plan was approved on August 3, 1996, by King
23 County council Ordinance 12435.
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25 3. The application has been referred to the relevant county departments for review;
26 no objections have been raised to granting the franchise.
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28 4. The King County executive has recommended approval of the franchise.
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31 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

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33 SECTION 1. The granting of a franchise to Maury Mutual Water Company to
34 construct, operate and maintain a water system within King County is hereby approved. The
35 King County executive is authorized to enter into and execute the water system franchise,
36 which by this reference is fully incorporated herein. Said franchise shall include all of the
37 general and special conditions required by the county.

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

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

7 INTRODUCED AND READ for the first time this 27th day of October, 1996.

8 PASSED by a vote of 9 to 0 this 2nd day of December, 1996.

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KING COUNTY, COUNCIL
KING COUNTY, WASHINGTON

Louise Miller
VICE Chair

ATTEST:
Gerald A. Peterson
Clerk of the Council

APPROVED this 13th day of December, 1996.

Ray Locke
King County Executive

Attachments:
A. Franchise Agreement

FRANCHISE NO. 12540

In the matter of the application for a franchise to operate, maintain, repair, and construct water mains and service lines, and appurtenances in, over, along, and under County roads and rights-of-way in King County, Washington.

The application of MAURY MUTUAL WATER COMPANY for a franchise to operate, maintain, repair and construct water mains and service lines, and appurtenances in, over, along, and under County roads and rights-of-way located within the area described in attached Exhibit "A" has been heard on this 2nd day of December, 1996. All of the property described in Exhibit "A" lies outside the limits of any incorporated Town or City.

Legal notice of the franchise application and of the hearing has been given as is required by law.

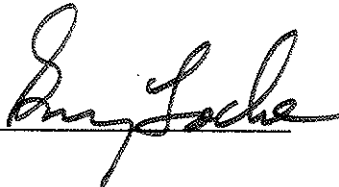
The King County Council, having considered the interests proposed and advanced, and finding that the granting of this franchise is in the public interest, ORDERS that a franchise be granted to MAURY MUTUAL WATER COMPANY, the Grantee, subject to the conditions set forth in Exhibit "B" attached hereto, this franchise and Ordinance No. 12540. This franchise grants the right, privilege, authority and franchise to operate, maintain, repair and construct mains and service lines and appurtenances as a part of its distribution system in, over, along, and under County roads and rights-of-way located within the area described in Exhibit "A".

12540

This franchise is granted subject to all of the terms and conditions contained herein, within Ordinance No. 12540 and Exhibit "B", and shall expire in twenty-five years on 12/2, 2021

Dated this _____ day of _____, 19____.

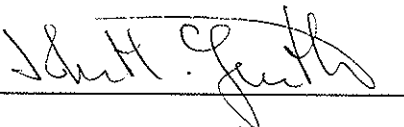
KING COUNTY, WASHINGTON

BY 

TITLE King County Executive

The undersigned accepts all the rights, privileges, and duties of this franchise subject to all terms, conditions, stipulations, and obligations contained herein, within Ordinance 12540 and Exhibit "B".

MAURY MUTUAL WATER COMPANY
GRANTEE

BY 

TITLE President - Maury Mutual
Water Co.

Dated this 24th day of December, 1996.