

December 5, 1996

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Introduced by: Greg Nickels

Proposed No: 96-920

ORDINANCE NO. **12619**

AN ORDINANCE extending electrical franchise numbers 595 and 7225 for Seattle City Light through June 30, 1997, authorizing the issuance of right of way construction permits in Council Districts 1, 5 and 8.

STATEMENT OF FACTS:

1. Seattle City Light's electrical franchise numbers 595 and 7225 to operate and maintain an electrical system on county roads in council districts 1, 5 and 8 will expire on October 31, 1996.
2. The City of Seattle has requested renewal of said franchises.
3. King County Ordinance 12388 extended franchise numbers 595 and 7225 through October 31, 1996 so that King County and the City of Seattle could resolve their disagreements over the terms and conditions of the new franchise.
4. All but two of the franchise issues have been resolved. Extension of the franchises is necessary for the uninterrupted issuance of permits to serve City Light customers in unincorporated King County.
5. The extension of the franchises through June 30, 1997 will allow sufficient time to conclude negotiations and obtain both city council and county council approval of the new franchise.
6. The extensions of electrical franchise numbers 595 and 7225 have been referred to relevant county departments for review.
7. No objections have been raised to the granting of these extensions.

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

SECTION 1. Notwithstanding any provision of K.C.C. Chapter 6.27 to the contrary, the King County executive is hereby authorized to grant an extension of electrical franchise numbers 595 and 7225 for Seattle City Light through June 30, 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 terms of the extended franchise. Right of way construction permits issued by the property services division and the roads services division between October 31, 1996 and the date of execution of the franchise extension agreements by King County and the City of Seattle shall be considered issued under the terms of the original franchises and the franchise extension agreements.

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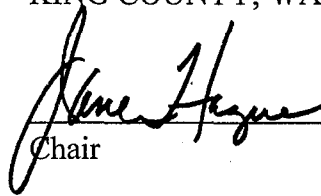
SECTION 2. If within sixty days after the granting of these extensions, the grantee shall have failed to sign the franchise extension agreements incorporated herein, then the rights and privileges granted herein shall be forfeited and said franchises shall be null and void.

INTRODUCED AND READ for the first time this 4th day of November, 1996.

PASSED by a vote of 13 to 0 this 27th day of

January 1997.

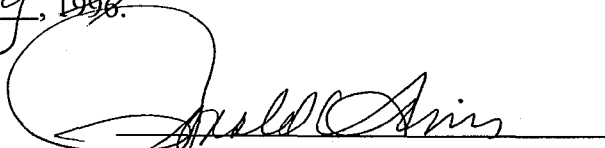
KING COUNTY, COUNCIL
KING COUNTY, WASHINGTON


Chair

ATTEST:


Clerk of the Council

APPROVED this 7 day of February, ¹⁹⁹⁷~~1996~~.


King County Executive

Attachments:

A. Extension Agreements

FRANCHISE EXTENSION AGREEMENT

RECITALS

WHEREAS, Seattle City Light currently holds franchise number 595 granted by King County, Washington for the operation of a portion of its electrical system in unincorporated King County, and

WHEREAS, the City of Seattle has requested renewal of said franchise, and

WHEREAS, the King County Council extended the franchise through October 31, 1996 by Ordinance 12388 so that King County and the City of Seattle could resolve their disagreements over the terms and conditions of the new franchise, and

WHEREAS, all but two issues have been resolved, and

WHEREAS, an extension of the franchise is necessary for the uninterrupted issuance of permits to serve City Light customers in unincorporated King County, and

WHEREAS, extension of the franchise through February 28, 1997 will allow sufficient time to conclude negotiations and obtain both City and County Council approval of the new franchise terms and conditions, and

WHEREAS, no objections have been raised to the extension of the franchise, and

WHEREAS, King County has approved the extension of this franchise through January 31, 1997 through passage of Ordinance 12619.

NOW THEREFORE, King County, Washington and the City of Seattle, Washington agree as follows:

1. The term of King County electrical system franchise number 595 is hereby approved and extended so that it will now expire on February 28, 1997.
2. All other conditions of King County electrical system franchise number 595 shall remain in full force and effect and are not modified by this agreement.

THIS AGREEMENT entered into this 9 day of February, 1997.

CITY OF SEATTLE, WASHINGTON

KING COUNTY, WASHINGTON

BY: _____

BY: [Signature]

TITLE: _____

TITLE: County Executive

DATE: _____

DATE: 2- -97

Approved as to Form:

BY: _____

DATE: _____

FRANCHISE EXTENSION AGREEMENT

RECITALS

WHEREAS, Seattle City Light currently holds franchise number 7225 granted by King County, Washington for the operation of a portion of its electrical system in unincorporated King County, and

WHEREAS, the City of Seattle has requested renewal of said franchise, and

WHEREAS, the King County Council extended the franchise through October 31, 1996 by Ordinance 12388 so that King County and the City of Seattle could resolve their disagreements over the terms and conditions of the new franchise, and

WHEREAS, all but two issues have been resolved, and

WHEREAS, an extension of the franchise is necessary for the uninterrupted issuance of permits to serve City Light customers in unincorporated King County, and

WHEREAS, extension of the franchise through June 30, 1997 will allow sufficient time to conclude negotiations and obtain both City and County Council approval of the new franchise terms and conditions, and

WHEREAS, no objections have been raised to the extension of the franchise, and

WHEREAS, King County has approved the extension of this franchise through June 30, 1997 through passage of Ordinance 12619.

NOW THEREFORE, King County, Washington and the City of Seattle, Washington agree as follows:

1. The term of King County electrical system franchise number 7225 is hereby approved and extended so that it will now expire on June 30, 1997.
2. All other conditions of King County electrical system franchise number 7225 shall remain in full force and effect and are not modified by this agreement.

THIS AGREEMENT entered into this 7 day of February, 1997.

CITY OF SEATTLE, WASHINGTON

KING COUNTY, WASHINGTON

BY: _____

BY: [Signature]

TITLE: _____

TITLE: County Executive

DATE: _____

DATE: 2-7-97

Approved as to Form:

BY: _____

DATE: _____