

1 December 10, 1996 (Revised)

Introduced by: BRIAN DERDOWSKI

2  
3 BT:tcs

Proposed No: 96 - 1020

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6 ORDINANCE NO. **12632**

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8 AN ORDINANCE extending water system franchise 1070 for Water District  
9 90 until December 20, 1997, and authorizing the issuance of right-of-way  
10 construction permits in Council District 12.

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12 STATEMENT OF FACTS

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- 16 1. Water District 90's Franchise 1070, to operate and maintain a water system on County
- 17 road rights-of-way will expire on December 20, 1996.
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- 19 2. The District will file an application for a water franchise in Council District 12 when
- 20 their comprehensive plan has been approved to construct, operate and maintain their
- 21 existing water system to serve residential, multi-family and commercial areas.
- 22
- 23 3. King County Code Chapter 6.27 requires that the utility franchise application be
- 24 approved by the Utility Technical Review Committee (UTRC) and be consistent with
- 25 the County's comprehensive plan, Seattle-King County health department and the
- 26 State department of health regulations.
- 27
- 28 4. The District is in the process of preparing and obtaining approval of its water
- 29 comprehensive plan to bring it in compliance with the state and county regulations.
- 30 The District anticipates that this will take approximately one year to complete.
- 31 5. In order to provide the District with the time needed to complete its water plan and to
- 32 allow the District to continue to operate and maintain the existing water system on
- 33 county road rights-of-way, the District has requested that Franchise 1070 be extended.
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- 35 6. The extension for Water Franchise 1070 has been referred to the relevant County
- 36 departments for review.
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- 38 7. The County executive has recommended approval of the water franchise extension.
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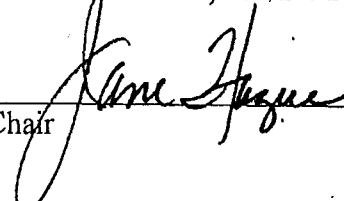
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2 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

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4 SECTION 1. Notwithstanding any provision of K.C.C. Chapter 13.24 to the  
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6 contrary, the King County executive is hereby authorized to grant an extension of Water  
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8 Franchise 1070 for Water District 90 until December 20, 1997, in substantially the same  
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10 form as Attachment "A". Notwithstanding any provision of K.C.C. Chapter 14.44 to the  
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12 contrary, the executive is also authorized to issue right-of-way permits consistent with  
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14 the terms of the extended franchise.


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16 INTRODUCED AND READ for the first time this 16<sup>th</sup> day of December  
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18 19 96.

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20 PASSED by a vote of 13 to 0 this 3<sup>rd</sup> day of February,  
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22 19 97.

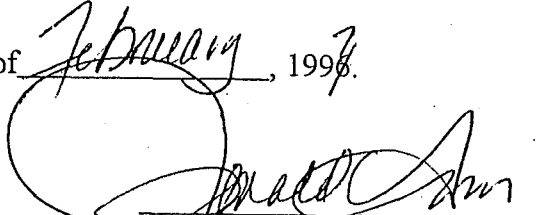
23  
24 KING COUNTY COUNCIL  
25 KING COUNTY, WASHINGTON

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29 Chair  
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33 ATTEST:

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37 Clerk of the Council

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39 APPROVED THIS 13 day of February, 1997.

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45 King County Executive  
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12632 A

FRANCHISE EXTENSION AGREEMENT

RECITALS

WHEREAS, Water District 90 currently holds water Franchise 1070 granted by King County, Washington for the operation of its water system in unincorporated King County; and

WHEREAS, the referenced Water District 90 franchise will expire on December 20, 1996, and

WHEREAS, Water District 90 will request a renewal of said franchises; and

WHEREAS, Water District 90, King County and the Utilities Technical Review Committee recommend that said franchises be extended until December 20, 1997 to give the district 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 request; and

WHEREAS, King County has approved the extension of this franchise until December 20, 1997 through the passage of Ordinance No. 12632 subject to the conditions contained in the ordinance and agreement.

NOW, THEREFORE, King County, Washington and Water District 90, agree as follows:

1. The terms of King County Water Franchise 1070 is hereby approved and extended so that it will now expire on December 20, 1997.
2. All other conditions of King County Water Franchise 1070 shall remain in full force and effect and are not modified or amended by this agreement or Ordinance No. 12632.

THIS AGREEMENT entered into this 3 day of Feb., 1997.

WATER DISTRICT 90  
A Washington State Corporation

BY: Daniel Subler

TITLE: MANAGER

DATE: MARCH 25, 97

KING COUNTY, WASHINGTON

BY: James Adams

TITLE: King County Executive

DATE: 2/13/97