

January 8, 1996

Introduced by: RON SIMS
Proposed No.: 96-745

BT:ts

12503

ORDINANCE NO.

AN ORDINANCE extending water system franchise 593 for Water District 125 until March 25, 1998, and authorizing the issuance of right-of-way construction permits in Council District 5.

STATEMENT OF FACTS

1. Water District 125's Franchise 593, to operate and maintain a water system on County road rights-of-way, has expired.

2. The District filed an application for a water franchise in Council District 5 on April 20, 1995 to construct, operate, and maintain their existing water system to serve primarily a single family residential area, with pockets of commercial and multi-family areas.

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

4. The majority of the district has been annexed into the City of Tukwila's corporate boundary.

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

6. In order to provide the District with the time needed to complete its water plan and to allow the District to continue to operate and maintain the existing water system on county road rights-of-way, the District has requested that

12503

1 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

2 SECTION 1. Notwithstanding any provision of K.C.C. Chapter
3 13.24 to the contrary, the King County executive is hereby
4 authorized to grant an extension of Water Franchise 593 for
5 Water District 125 until March 25, 1998, in substantially the
6 same form as Attachment "A". Notwithstanding any provision of
7 K.C.C. Chapter 14.44 to the contrary, the executive is also
8 authorized to issue right-of-way construction permits
9 consistent with the terms of the extended franchise.

10 INTRODUCED AND READ for the first time this 30th day
11 of September, 1996.

12 PASSED by a vote of 12 to 0
13 this 28th day of October, 1996.

14 KING COUNTY COUNCIL
15 KING COUNTY, WASHINGTON

16 Jane Hague
17 Chair

18 ATTEST:

19 Donald A. Peterson
20 Clerk of the Council

21 APPROVED this 8th day of November, 1996.

22 Patricia B. Still

12503

FRANCHISE EXTENSION AGREEMENT

RECITALS

WHEREAS, Water District 125 currently holds water franchise 593 granted by King County, Washington for the operation of its water system in unincorporated King County; and

WHEREAS, the referenced Water District 125 franchise has expired; and

WHEREAS, Water District 125 has requested a renewal of said franchise; and

WHEREAS, Water District 125, King County and the Utilities Technical Review Committee recommend that said franchise be extended until March 25, 1998 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 March 25, 1998 through the passage of Ordinance No. 12503 subject to the conditions contained in the ordinance and agreement.

NOW, THEREFORE, King County, Washington and Water District 125 agree as follows:

1. The terms of King County Water Franchise 593 is hereby approved and extended so that it will now expire on March 25, 1998.
2. All other conditions of King County Water Franchise 593 shall remain in full force and effect and is not modified or amended by this agreement or Ordinance No. 12503.

125037

FRANCHISE EXTENSION AGREEMENT

RECITALS

WHEREAS, Water District 125 currently holds water franchise 593 granted by King County, Washington for the operation of its water system in unincorporated King County; and

WHEREAS, the referenced Water District 125 franchise has expired; and

WHEREAS, Water District 125 has requested a renewal of said franchises; and

WHEREAS, Water District 125, King County and the Utilities Technical Review Committee recommend that said franchises be extended until March 25, 1998 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 March 25, 1998 through the passage of Ordinance No. 12503 subject to the conditions contained in the ordinance and agreement.

NOW, THEREFORE, King County, Washington and Water District 125, agree as follows:

1. The terms of King County Water Franchises 593 is hereby approved and extended so that it will now expire on March 25, 1998.
2. All other conditions of King County Water Franchises 593 shall remain in full force and effect and are not modified or amended by this agreement or Ordinance No. 12503.

THIS AGREEMENT entered into this 28th day of October, 1996.

WATER DISTRICT 125
A Washington State Corporation

KING COUNTY, WASHINGTON

BY: Russ Acosta
TITLE: Superintendent

BY: Patricia B. Steel
TITLE: for King County Exec