

November 1, 1996

Introduced By: Brian Derdowski

Proposed No.: 96-824

ORDINANCE NO. 12539

1
2 AN ORDINANCE extending water system
3 franchise 3838 for Water District 123
4 until November 1, 1997 authorizing the
5 issuance of right-of-way construction
6 permits in Council District 12.

7
8 STATEMENT OF FACTS

9 1. Water District 123's Franchise 383, to
10 operate and maintain a water system on
11 county road rights-of-way has expired.

12 2. The District will be filing an
13 application for a water franchise in
14 Council District 12 to construct,
15 operate, and maintain their existing
16 water system to serve primarily a single
17 family residential area.

18 3. King County Code Chapter 6.27 requires
19 that the utility franchise application be
20 approved by the Utilities Technical
21 Review Committee (UTRC) and be consistent
22 with the county's comprehensive plan,
23 Seattle King County health department and

1 departments for review. No objections to
2 the franchise extension have been raised.

3 7. The county executive has recommended
4 approval of the water franchise
5 extension.

6 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

7 SECTION 1. Notwithstanding any provision of K.C.C.

8 Chapter 13.24 to the contrary, the King County executive is
9 hereby authorized to grant an extension of Water Franchise
10 3838 for Water District 123 until November 1, 1997 in
11 substantially the same form as Attachment "A".

12 Notwithstanding any provision of K.C.C. Chapter 14.44 to the
13 contrary, the executive is also authorized to issue right-of-
14 way construction permits consistent with the terms of the
15 extended franchise.

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

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

20 KING COUNTY COUNCIL
21 KING COUNTY, WASHINGTON

12539

FRANCHISE EXTENSION AGREEMENT

RECITALS

WHEREAS, Water District 123 currently holds water Franchise 3838 granted by King County, Washington for the operation of its water system in unincorporated King County; and

WHEREAS, said franchise has expired; and

WHEREAS, Water District 123 will be requesting a renewal of said franchise upon completion of its water comprehensive plan; and

WHEREAS, Water District 123, King County and the Utilities Technical Review Committee recommend that said franchise be extended until November 1, 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 November 1, 1997 through the passage of Ordinance No. 12539 subject to the conditions contained in the ordinance and agreement.

NOW, THEREFORE, King County, Washington and the Water District 123 agree as follows:

1. The terms of King County Water Franchise 3838 is hereby approved and extended so that it will now expire on November 1, 1997.
2. All other conditions of King County Water Franchise 3838 shall remain in full force and effect and are not modified or amended by this agreement or Ordinance No. 12539

THIS AGREEMENT entered into this 2nd day of December, 1996.

WATER DISTRICT 123
A Washington State Corporation

KING COUNTY, WASHINGTON

BY: [Signature] (S.S. TATU)

BY: [Signature]