

ORIGINAL

ORDINANCE NO. 45

AN ORDINANCE OF THE CITY OF SHORELINE, WASHINGTON, GRANTING FRANCHISES TO WASHINGTON WASTE HAULING AND RECYCLING, INC. D/B/A WASTE MANAGEMENT, INC., SEATTLE DISPOSAL, RABANCO, LTD., ET AL, D/B/A RABANCO COMPANIES, SEATTLE CITY LIGHT, SHORELINE WATER DISTRICT # 42, SHORELINE WASTEWATER MANAGEMENT DISTRICT F/K/A RONALD SEWER DISTRICT, EDMONDS CABLE COMPANY D/B/A CHAMBERS CABLE AND WASHINGTON NATURAL GAS COMPANY FOR OPERATION OF PUBLIC SERVICE BUSINESSES IN THE CITY OF SHORELINE.

WHEREAS, the City of Shoreline will incorporate on August 31, 1995; and

WHEREAS, RCW 35.02.160 provides that any franchise or permit theretofore granted to any person, firm, or corporation by the state or county authorizing or otherwise permitting the operation of any public transportation, garbage collection and/or disposal, or other similar public service business or facility, is automatically canceled upon incorporation, but that upon incorporation the City must grant such businesses a franchise or permit to continue such business within the City for a term of not less than the remaining term of the original franchise or permit, or five years, whichever is the shorter; and

WHEREAS, franchises have been granted by King County to the businesses and companies set forth herein; and

WHEREAS, the City of Shoreline intends to allow the following businesses and companies to continue operation under the same terms and conditions as pre-existing franchises with King County for the remaining term of the original franchise or five years, whichever is the shorter period; and

WHEREAS, this ordinance has been passed by a majority of the City Council; NOW, THEREFORE,

THE CITY COUNCIL OF THE CITY OF SHORELINE, WASHINGTON, DOES ORDAIN AS FOLLOWS:

Section 1. Washington Waste Hauling and Recycling, Inc. d/b/a Waste Management, a permit under the same terms and conditions as set forth in Washington Utilities and Transportation Permit No. G-237 dated December 26, 1993. This permit shall expire on September 1, 2000.

Section 2. Seattle Disposal, Rabanco, Ltd., et al, d/b/a Rabanco Companies, permit under the same terms and conditions as set forth in Washington Utilities and Transportation Permit No. G-12 dated August 18, 1994. This permit shall expire on September 1, 2000.

Section 3. Seattle City Light, a franchise to construct, operate and maintain an electrical system under the same terms and conditions as set forth in Franchise No. 7225 previously issued by King County and recently extended for an additional six months. This franchise shall expire on February 29, 1996.

Section 4. Shoreline Water District # 42, a franchise to lay down, construct, operate and maintain a single line of iron pipes, etc., as set forth in more particularity in the Franchise Agreement No. 1178 granted by King County on June 18, 1973. This franchise shall expire on June 18, 1998.

Section 5. Shoreline Wastewater Management District f/k/a Ronald Sewer District, a franchise to operate, maintain, repair and construct sewer and service lines, etc., as set forth in more particularity in Franchise Agreement No. 7394 granted by King County dated January 3, 1989. This franchise shall expire on August 31, 2000.

Section 6. Shoreline Wastewater Management District f/k/a Ronald Sewer District, a franchise to operate, maintain, repair and construct sewer and service lines, etc., as set forth in more particularity in Franchise Agreement No. 6540 granted by King County dated May 19, 1986. This franchise shall expire on August 31, 2000.

Section 7. Shoreline Wastewater Management District f/k/a Ronald Sewer District, a franchise to operate, maintain, repair and construct sewer and service lines, etc., as set forth in more particularity in Franchise Agreement No. 6364 granted by King County dated October 17, 1985. This franchise shall expire on October 7, 1999.

Section 8. Shoreline Wastewater Management District f/k/a Ronald Sewer District, a franchise to operate, maintain, repair and construct sewer and service lines, etc., as set forth in more particularity in Franchise Agreement No. 476 granted by King County dated June 8, 1970. This franchise shall expire on February 29, 1996.

Section 9. Shoreline Wastewater Management District f/k/a Ronald Sewer District, a franchise to operate, maintain, repair and construct sewer and service lines, etc., as set forth in more particularity in Franchise Agreement No. 487 granted by King County dated June 15, 1970. This franchise shall expire on February 29, 1996.

Section 10. Shoreline Wastewater Management District f/k/a Ronald Sewer District, a franchise to operate, maintain, repair and construct sewer and service lines, etc., as set forth in more particularity in Franchise Agreement No. 565 granted by King County dated September 14, 1970. This franchise shall expire on February 29, 1996.

Section 11. Shoreline Wastewater Management District f/k/a Ronald Sewer District, a franchise to operate, maintain, repair and construct sewer and service lines, etc., as set forth in more particularity in Franchise Agreement No. 1559 granted by King County dated May 13, 1974. This franchise shall expire on May 13, 1999.

Section 12. Shoreline Wastewater Management District f/k/a Ronald Sewer District, a franchise to operate, maintain, repair and construct sewer and service lines, etc., as set forth in more particularity in Franchise Agreement No. 3742 granted by King County dated September 25, 1978 and extended by agreement. This franchise shall expire on July 25, 2000.

Section 13. Shoreline Wastewater Management District f/k/a Ronald Sewer District, a franchise to operate, maintain, repair and construct sewer and service lines, etc., as set forth in more particularity in Franchise Agreement No. 1038 granted by King County dated November 15, 1971 and extended by agreement. This franchise shall expire on November 15, 1996.

Section 14. Edmonds Cable Company d/b/a Chambers Cable, a franchise as set forth in more particularity in the Franchise Agreement No. 563 granted by King County and subsequently extended. This franchise shall expire on June 30, 1996.

Section 15. Washington Natural Gas Company, a franchise to operate, maintain, repair and construct gas mains and sewer lines, etc., as set forth in more particularity in the Franchise Agreement No. 11609 granted by King County on December 19, 1994. This franchise shall expire on August 31, 2000.

Section 16. Severability. If any section, sentence, clause, or phrase of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this ordinance.

ORIGINAL

Section 17. Directions to City Clerk. The City Clerk is hereby authorized and directed to forward certified copies of this ordinance to the franchises set forth in this ordinance. Each franchisee shall have 30 days from receipt of certified copy of this ordinance to accept in writing the terms of the franchise granted to the franchisee in this ordinance.

Section 18. Official Bonds. The franchisee shall take all necessary steps to transfer any bonds, certificates of insurance, or other security currently held by King County to the City of Shoreline. The franchise rights granted herein shall not be effective until such transfers are made.

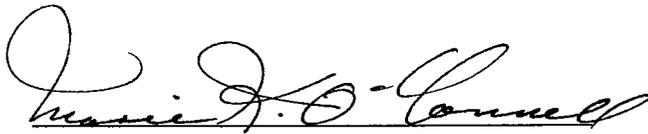
Section 19. Effective Date. This ordinance shall take effect and be in full force five (5) days after the date of publication or the date of incorporation as the law may require. The City Clerk is hereby directed to publish this ordinance in full.

PASSED BY THE CITY COUNCIL ON AUGUST 14, 1995



Mayor Connie King

ATTEST:



Marie K. O'Connell, Interim City Clerk

APPROVED AS TO FORM:



Timothy X. Sullivan, Interim City Attorney

Date of Publication: 8/17/95
Effective Date: 8/22/95