

ORIGINAL

ORDINANCE NO. 67

AN ORDINANCE OF THE CITY OF SHORELINE, WASHINGTON, EXTENDING THE FRANCHISE AGREEMENT BETWEEN SHORELINE AND TCI CABLEVISION OF SEATTLE, INC.

WHEREAS, TCI Cablevision of Seattle, Inc. ("TCI") currently holds Franchise No. 562 previously issued by King County, Washington to make use of streets and rights-of-way for the purposes of construction, operation, maintenance and reconstruction of a Cable Communication System in the King County ("County") originally granted by Ordinance No. 547 (the "Franchise"), on September 6, 1966; and

WHEREAS, on August 31, 1995 a portion of the area covered by the Franchise was incorporated as the City of Shoreline ("City"); and

WHEREAS, TCI currently operates and maintains its Cable Communications System in the City of Shoreline pursuant to the County Franchise and RCW Section 35.02.160; and

WHEREAS, TCI's Franchise with the County is scheduled to expire before negotiations between the City of Shoreline and TCI concerning TCI's franchise relationship with Shoreline reasonably could be concluded; and

WHEREAS, TCI and the City wish to continue the franchise relationship on the same terms and conditions as provided in the Franchise until a new franchise is negotiated between them allowing TCI to make use of streets and rights-of-way for the purposes of construction, operation, maintenance and reconstruction of a Cable Communication System in the City; and

WHEREAS, it is in the public interest to extend the current franchise agreement for an additional period of time,

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. The Franchise of TCI of Seattle, Inc. is extended through and until negotiation and adoption by the City of Shoreline of a new franchise between the City of Shoreline and TCI, or for two years from the date of this Extension Agreement, whichever first occurs; and

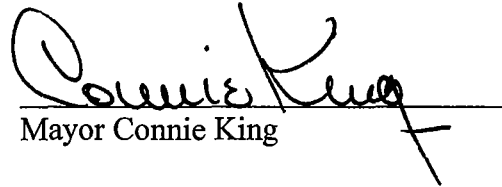
Section 2. Federal Law. The negotiation of a franchise between the City of Shoreline and TCI is to be treated as a franchise renewal as provided for in Title 47 of the United States

Code, Section 546 and both the City of Shoreline and TCI have all rights and obligations set forth in that section.

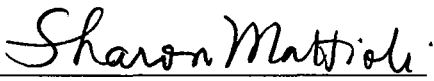
Section 3. Directions to City Clerk. The City Clerk is hereby authorized and directed to forward certified copies of this ordinance to the franchise set forth in this ordinance. The Franchisee shall have 30 days from receipt of the certified copy of this ordinance to accept in writing the terms of the franchise granted to the franchisee in this ordinance.

Section 4. Effective Date. This ordinance shall take effect and be in full force five (5) days after the date of publication. The City Clerk is hereby directed to publish this ordinance in full.


PASSED BY THE CITY COUNCIL ON JANUARY 22, 1996


Mayor Connie King

ATTEST:


Sharon Mattioli, CMC
City Clerk

APPROVED AS TO FORM:


Timothy X. Sullivan
City Attorney

Date of Publication: January 25, 1996
Effective Date: January 30, 1996