

COUNTY ENGINEER'S REPORT
FRANCHISE – WATER AND SEWER FACILITIES
WARM BEACH CHRISTIAN CAMP AND CONFERENCE CENTER

File # 25-112490 RWE

Pursuant to chapter 36.55.010 Revised Code of Washington (RCW), Section 9.20 Snohomish County Charter, and Title 13 of the Snohomish County Code (SCC), Warm Beach Christian Camp and Conference Center ("WBC") has applied to Snohomish County (the "County") for a franchise to construct, maintain, operate, replace, and repair its water and sewage transmission facilities in County public rights-of-way, and for no other purpose or use whatsoever. Chapter 36.55 RCW and Snohomish County Charter Section 9.20 authorize the County to grant nonexclusive franchises for use of County public rights-of-way. Snohomish County's franchise procedure is contained in Chapter 13.80 SCC. The County Engineer has examined the application and submits the following report to council in accordance with SCC 13.80.040.

FINDINGS

1. Applicant

Warm Beach Christian Camp and Conference Center is a Washington non-profit corporation, UBI 601-674-260/EIN 91-1710210. It is organized as an integrated auxiliary the Pacific Northwest Conference of the Free Methodist Church and is an exempt organization under section 501(c)(3) and a publicly supported organization as defined in Section 170(b)(1)(A) and 509(a)(1) of the Internal Revenue Code of 1986. It is governed by a Board of Directors and a property General Manager. WBC provides year-round camp, conference, and retreat rental facilities. It operates a public water and sewer system for the WBC property and adjoining areas, including the Warm Beach Senior Community (Warm Beach Health Care Center), a church, residential subdivisions, and a mobile home park.

The Snohomish County Council previously granted a utility franchise to Warm Beach Christian Camp and Conference Center by Ordinance No. 06-014 approved on May 19, 2006, recorded under Auditors File Number 200609220170, which expired on September 12, 2021.

2. Description of County Roads Included in the Proposed Franchise

The proposed franchise includes all county rights-of-way in the portions of unincorporated Snohomish County within the township, range, and sections below:

<u>Township</u>	<u>Range</u>	<u>Section</u>
31N	4E	7 and 18

The proposed franchise area covers the WBC water service area designated in the Snohomish County Coordinated Water System Plan. WBC does not have plans to expand its service area. Existing utility facilities are located within the public rights-of-way on Marine Dr, Frank Waters Rd, and 81st Ave/Dr NW.

3. Description of Facilities

WBC's utility is comprised of a water and wastewater system. The Group A Community Water System, WA DOH ID 92950V, includes seven ground water wells, two reservoirs (63,330 & 75,456 gallons), a chlorination system, a booster pump station (2.11 hp), 31 fire hydrants, a backflow prevention assembly, system meters, service meters and approximately 6.5 miles of water distribution mains ranging in size from 2 through 8-inches diameter. WBC provides water service to 79 residential connections (SFRs and mobile homes), the senior community (assisted living facility and surrounding townhomes), campground, and six institutional facilities (churches, conference center, shop, and youth center). The water system serves 540 full-time residents and 600 to 20,150 visitors each month. The wastewater system serves the Warm Beach Christian Camp and Conference Center, Warm Beach Senior Community, and Warm Beach Free Methodist Church. The treatment plant is comprised of a constructed wetlands with chlorination/dechlorination prior to discharge into Port Susan Bay.

Work proposed in the county right-of-way would consist of the construction, operation, and maintenance of water distribution and sewage collection facilities, such as water mains, water services, fire hydrants, blow-off valves, sample stations, water services, sewer mains, and sewer laterals that provide service to customers. Facility access is needed for inspection, reading water meters, fire hydrants usage, routine maintenance, and emergency repairs.

4. Insurance

WBC has agreed to obtain and maintain insurance for the term of the franchise in accordance with SCC 13.10.100 and Section 18 of the franchise. The Risk Management Division has reviewed and approved the insurance requirements in the proposed franchise. The franchise will not take effect until WBC provides evidence of insurance acceptable to the Risk Management Division, as provided in franchise Section 33.

5. Term of Franchise

The initial term of the proposed franchise is for a period of ten (10) years (the "Initial Term"), beginning on the Effective Date as defined in Section 33 of the franchise, and it would automatically renew for an additional term of ten (10) years (the "Extended Term"). The County would have the right to unilaterally open negotiations with WBC at any time after the Initial Term, as more fully described in franchise Section 3.

6. Provisions of Franchise

Under the proposed franchise, WBC will:

- Obtain a right-of-way use permit pursuant to Title 13 SCC prior to commencing any work within the Public Rights-of-Way, as more fully described in franchise Section 4.

- Comply with all applicable federal, state and local laws, rules and regulations (including, but not limited to, the County's comprehensive plan, zoning code, and other development regulations), as more fully described in franchise Section 6.
- Promptly, at its own expense, relocate or remove its facilities from county rights-of-way when the County Engineer determines that it is necessary due to: traffic conditions; public safety; dedications, improvements and vacations of rights-of-way; and other reasons more fully described in franchise Section 9.
- In no event abandon in place all or any portion of their facilities without the express written consent of the county as more fully described in franchise Section 14.
- Compensate the county for its expenses incurred in the examination and report of the proposed franchise, as more fully described in franchise Section 15.2.
- Indemnify, defend and hold harmless County Parties from any and all claims arising out of its use of public rights-of-way under the proposed franchise, as more fully described in franchise Section 16.
- Provide the county with adequate insurance appropriate for a water system franchise, as more fully described in franchise Section 18.
- Provide a financial security device sufficient to ensure performance of its obligations when required by the County Engineer, as more fully described in franchise Section 19.
- Not assign any franchise rights or obligations without prior written consent of the county, as more fully described in franchise Section 22.
- Comply with Title VI Assurances and Non-Discrimination requirements, as more fully described in franchise Section 29.

COUNTY ENGINEER'S RECOMMENDATION

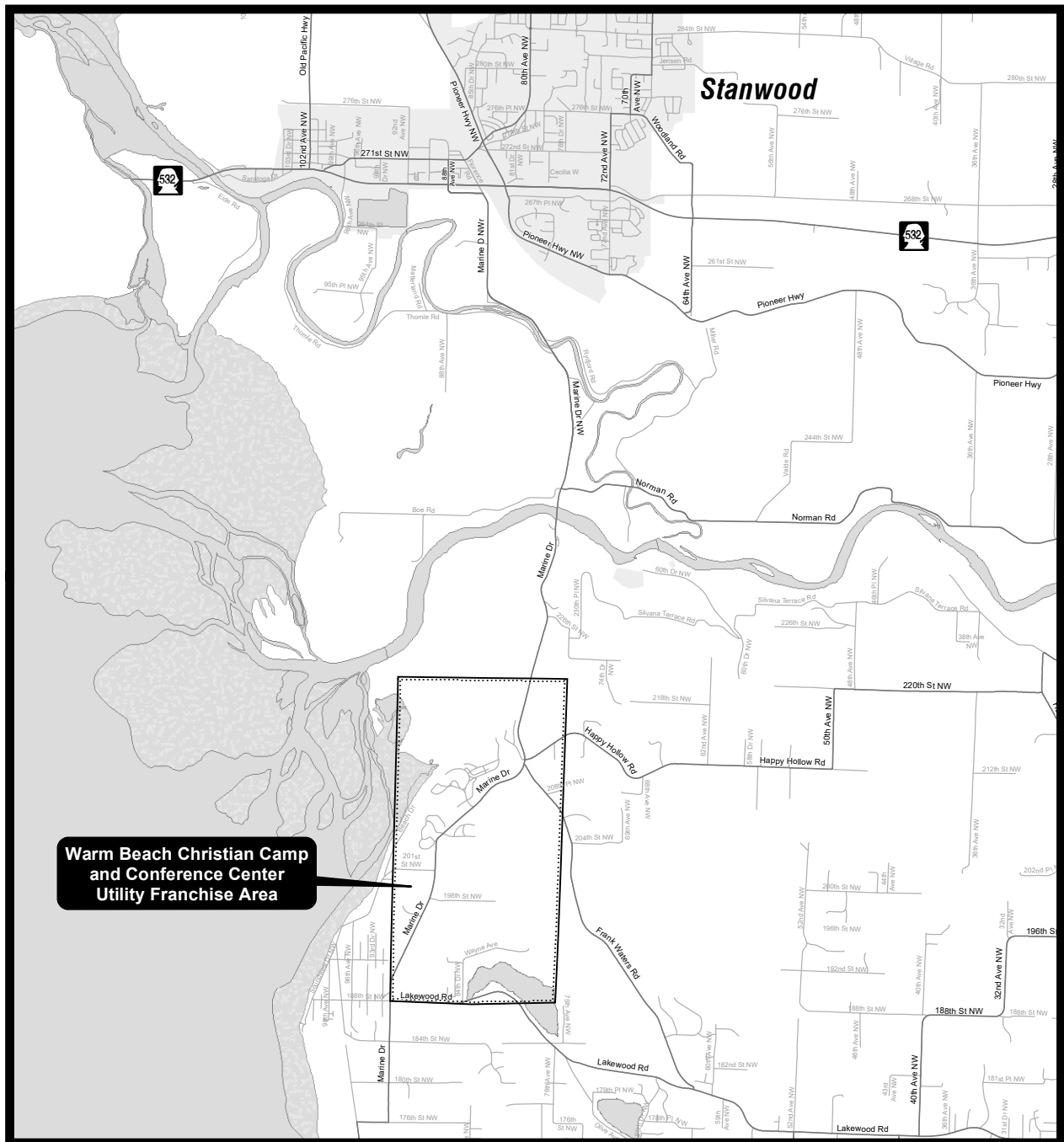
Based on the foregoing findings and pursuant to SCC 13.80.040, the County Engineer recommends the County Council grant a right-of-way franchise to Warm Beach Christian Camp and Conference Center with an initial term of ten (10) years and an automatic renewal for an additional term of ten (10) years, under the terms and conditions of County Charter, County Code and the proposed ordinance granting a franchise.

SNOHOMISH COUNTY PUBLIC WORKS

Douglas W. McCormick, P.E. Date
Deputy Director/County Engineer

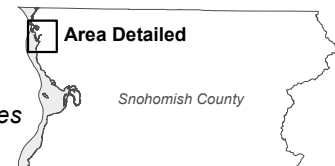
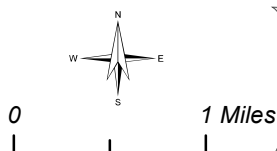
Prepared by:

Mary Madole Date
Senior Planner – Special Projects



Key to Features:

	Franchise Area		Local Roads
	Arterial Roads		Waterbodies
	Unincorporated Snohomish County		Cities



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Exhibit A. Warm Beach Christian Camp & Conference Center Proposed Utility Franchise Area

(The proposed franchise applies exclusively to county rights-of-way located in the portions of unincorporated Snohomish County depicted above.)