



## Snohomish County Council

**Committee:** Public Infrastructure and Conservation

**Analyst:** Deb Evison Bell

**ECAF:** 2023-0311

**Proposal:** Ord. 23-027

**Date:** April 4, 2023

### **Consideration**

The proposed ordinance would grant a non-exclusive franchise authorizing limited use of the public road rights-of-way in portions of unincorporated Snohomish County, Washington to Kackman Creek Homeowners' Association, under RCW 36.55.010, Snohomish County Charter 9.20, and SCC 13.80.

### **Background**

Kackman Creek Homeowners' Association a Washington State non-profit corporation has applied to Snohomish County for a non-exclusive franchise to construct, operate, and maintain a water distribution system within public rights-of-way in unincorporated Snohomish County.

Kackman Creek Homeowners' Association agrees to comply with all requirements of Federal Law, State Law, County Charter, County Code, the County EDDS, the County's Utility Accommodation Policy, all rights-of-way use permit application, review, and construction standards, including but not limited to the County's Comprehensive Plan, Zoning Code, and other development regulations.

Included in the ECAF packet is an illustration of the franchise area as specified in Section 1.3 of the Franchise and as depicted in Exhibit A of the County Engineers Report and recommendation, which is to grant the right-of-way franchise, under SCC 13.80.040.

### **Current Proposal**

*Scope:* Approval by Council of this non-exclusive franchise to Kackman Creek Homeowners' Association.

*Duration:* The maximum term is twenty-five (25) years.

*Fiscal Implications:* County expenditures are estimated at \$1,000.00, and all costs are to be reimbursed by the applicant to Public Works prior to recording of the franchise.

**Budget Impacts:** NA

**Handling:** Normal

**Approved-as-to-form:** YES

**Risk Management:** APPROVE.

**Executive Recommendation:** APPROVE.

**Attachments:** See ECAF packet.

**Amendments:** NONE.

**Request:** The requested action is for Council to move this to GLS on April 12, 2023, to set a time and date for a Public Hearing (May 10, 2023, at 10:30 am is suggested).