



KING COUNTY

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Signature Report

November 17, 2008

Ordinance 16295

Proposed No. 2008-0581.1

Sponsors Phillips

1 AN ORDINANCE relating to fees and other charges
2 assessed by the real estate services section for processing
3 applications and authorizing use of King County property
4 through easements, franchises, special use permits, right-
5 of-way construction permits, wireless right of way use
6 agreements, public and private utility permits and other
7 uses of King County property; and amending Ordinance
8 12045, Section 11, as amended, and K.C.C. 4.56.115,
9 Ordinance 10171, Section 1, as amended, and K.C.C.
10 6.27.054, Ordinance 6254, Section 6, as amended, and
11 K.C.C. 14.30.060, Ordinance 1711, Section 4, as amended,
12 and K.C.C 14.44.040, Ordinance 13734, Section 10, and
13 K.C.C. 14.45.080, Ordinance 4099, Section 7, and K.C.C.
14 14.46.070 and Ordinance 4099, Section 8, as amended, and
15 K.C.C. 14.46.080.

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BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

18 SECTION 1. A. Section 2 of this ordinance proposes establishing a fee for
19 easement applications and authorizes reimbursement of real estate services section's costs
20 in approving and issuing an easement.

21 B. These fees are established and assessed pursuant to K.C.C. 2.99.030.

22 SECTION 2. Ordinance 12045, Section 11, as amended, and K.C.C. 4.56.115 is
23 hereby amended as follows:

24 A. The executive is authorized to execute utility easements, bills of sale or related
25 documents necessary for the installation, operation and maintenance of utilities to county
26 property, provided that the documents are reviewed and approved by the custodial
27 department or agency and the real estate services section of the facilities management
28 division. Temporary and permanent easements for utility purposes other than service to
29 county property may be granted by the executive if ~~((such))~~ the easements will not
30 interfere with or hinder the use of the property by the custodial department or agency ~~((;~~
31 ~~provided that such))~~ though the utility easements that exceed ~~((thirty))~~ fifty thousand
32 dollars in value shall be subject to prior approval by ~~((the council))~~ ordinance. Any other
33 permanent easements granted by the county shall be subject to prior approval by ~~((the~~
34 ~~council))~~ ordinance when the value of the easement would exceed fifty thousand dollars.
35 A party requesting a new easement, amended easement or easement transfer shall pay an
36 easement application fee of three thousand dollars as reimbursement to the real estate
37 services section for the administrative costs and expenses incurred in the processing of
38 the easement. The easement application fee is payable at the time the easement is
39 requested from the real estate services section. The easement application fee and other
40 fees are not refundable, even if the application is disapproved or not executed by the

41 applicant. In addition, the real estate services section shall have the authority to require
42 applicants to reimburse the real estate services section for the actual costs incurred by the
43 real estate services section as a result of the grant, issuance or renewal of amendment of
44 an easement, to the extent the costs exceed the costs of processing the easement
45 application recovered by the applications fee. The payment of actual costs balances shall
46 be made at the time of the easement issuance.

47 B. The executive is authorized to relinquish any easements granted to the county
48 which are determined to be surplus to the county's foreseeable needs or to trade an
49 easement for real property or easements of a similar nature and value, ~~((provided that))~~
50 though relinquishments of easements where the county spent more than \$~~((30,000))~~
51 50,000 in their acquisition shall be subject to prior approval by ~~((the council))~~ ordinance.

52 SECTION 3. A. Section 4 of this ordinance proposes changes in the fees
53 currently charged for processing franchise applications and authorizes reimbursement of
54 real estate services section's costs in approving and issuing a franchise.

55 B. These fees are assessed pursuant to K.C.C. 2.99.030.

56 SECTION 4. Ordinance 10171, Section 1, as amended, and K.C.C. 6.27.054 is
57 hereby amended as follows:

58 A. ~~((Effective January 1, 2002, a))~~ A party requesting a new franchise, amended
59 franchise, renewal, extension of an existing franchise or transfer shall pay a franchise
60 application fee of ~~((one thousand four))~~ two thousand five hundred dollars as
61 reimbursement to ~~((King County))~~ the real estate services section of the facilities
62 management division for the administrative costs and expenses incurred in the processing
63 of the franchise application. The franchise application fee is payable at the time the

64 application is filed with the clerk of the council. In addition, each applicant shall pay the
65 full advertising costs associated with the application. Franchise application and
66 advertising fees are not refundable, even if the application is disapproved.

67 B. The real estate services section shall have the authority to require applicants to
68 reimburse the real estate services section for the actual costs incurred by the real estate
69 services section as a result of issuance, renewal or amendment of a franchise, to the
70 extent the costs exceed the costs of processing the application recovered by the
71 application fee. The payment of actual cost balances shall be made at the time of the
72 franchise issuance.

73 C. All franchise application payments received shall be credited to the county
74 current expense fund.

75 ~~((C.))~~ D. This section shall not apply to franchise applications, renewal,
76 amendments or transfers made under the county's cable television regulations, K.C.C
77 chapter 6.27A.

78 SECTION 5. A. Section 6 of this ordinance proposes changes in the fees
79 currently charged for processing a special use permit.

80 B. These fees are assessed pursuant to K.C.C. 2.99.030.

81 SECTION 6. Ordinance 6254, Section 6, as amended, and K.C.C. 14.30.060 is
82 hereby amended as follows:

83 A. ~~((Effective January 1, 2002, a eighty five))~~ A five hundred dollar application
84 fee to recover the cost of processing the application as determined by the ((property
85 services division)) real estate services section of the facilities management division shall
86 be paid thereto upon filing of the application. The fee is nonrefundable. However, the

87 ((~~property services division~~)) real estate services section manager shall have the authority
88 to waive fees for permits when waiver of the fees is in the best interest of the public
89 health, safety and welfare.

90 B. The ((~~property services division~~)) real estate services section shall have the
91 authority to charge an annual fee for uses of county property where appropriate,
92 considering the duration of the proposed use.

93 C. The ((~~property services division~~)) real estate services section shall have the
94 authority to require applicants to reimburse ((~~King County~~)) the real estate services
95 section for the actual costs and all expenses ((~~to be~~)) incurred by ((~~King County~~)) the real
96 estate services section as a result of issuance, renewal or amendment of a special use
97 permit, to the extent the costs and expenses exceed the costs of processing the application
98 recovered by the application fee. The payment of actual costs shall be made at the time
99 of permit issuance.

100 SECTION 7. A. Section 8 of this ordinance proposes changes in the fees
101 currently charged for right-of-way construction permits.

102 B. These fees are assessed pursuant to K.C.C. 2.99.030.

103 SECTION 8. Ordinance 1711, Section 4, as amended, and K.C.C. 14.44.040 is
104 hereby amended as follows:

105 Each application requires a fee payable to the real estate services section for the
106 administrative costs and expenses of processing the application. The following fee
107 schedule applies:

108 A. Pole lines:

109 Power, telephone, etc. (every six poles or portion thereof): ~~\$(100.00)~~

110 200.00

111 B. Water:

112 Installing mains (1000 lin. ft. or less): ~~\$(100.00)~~ 200.00

113 Additional 1000 lin. ft. or fraction thereof: ~~\$(90.00)~~ 180.00

114 Excavation for connection: ~~\$(100.00)~~ 200.00

115 C. Sewer:

116 Installation of mains (1000 ft or fraction thereof) ~~\$(100.00)~~ 200.00

117 Additional 1000 lin. ft. or fraction thereof: ~~\$(90.00)~~ 180.00

118 Excavation for connection: ~~\$(100.00)~~ 200.00

119 D. Cable or conduit:

120 Installing cable or conduit (1000 ft. or less): ~~\$(100.00)~~ 200.00

121 Additional 1000 lin. ft. or fraction thereof: ~~\$(90.00)~~ 180.00

122 Excavation for connection: ~~\$(100.00)~~ 200.00

123 E. Gas or oil:

124 Installing mains (1000 lin. ft. or less): ~~\$(100.00)~~ 200.00

125 Additional 1000 lin. ft. or fraction thereof: ~~\$(90.00)~~ 180.00

126 Excavation for connection: ~~\$(100.00)~~ 200.00

127 F. Attachment to existing poles for every three attachments: ~~\$(70.00)~~ 140.00

128 G. Immediate response permit requests: In addition to the required permit fees

129 an additional fee of ~~\$(sixty)~~ one hundred twenty dollars shall be charged.

130 H. Maintenance permits: Fees per number of connections:

131 1. 0 to 50 connections: ~~\$(100.00)~~ 200.00

132 2. 51 to 100 connections: ~~\$(125.00)~~ 250.00

- 133 3. 101 to 200 connections: \$((150.00)) 300.00
- 134 4. 201 to 500 connections: \$((200.00)) 400.00
- 135 5. 501 or more: \$((225.00)) 450.00

136 SECTION 9. A. Section 10 of this ordinance proposes changes in the fees
137 currently charged for processing wireless minor communication facilities applications
138 within county rights-of-way and authorizes reimbursement of real estate services
139 section's costs in approving and entering into a wireless right-of-way use agreement.

140 B. These fees are assessed pursuant to K.C.C. 2.99.030.

141 SECTION 10. Ordinance 13734, Section 10, and K.C.C. 14.45.080 is hereby
142 amended as follows:

143 A. The following fees shall be required for the administrative costs and expenses
144 of processing and inspecting a wireless right-of-way use agreement application.

145 Review Agency	145 Fee
146 ((Property services division)) <u>Real estate services section</u>	
147 <u>of the facilities management division</u> (application	
148 <u>processing and coordinating</u>)	\$((100)) <u>500</u>
149 Department of development and environmental	
150 services (zoning review)	as provided in K.C.C.
151	27.10.120
152 Road services division (inspection)	\$125 per hour

153 The application processing and coordination fee to recover the cost of processing the
154 application by the real estate services section shall be paid thereto upon filing of the
155 application, and is nonrefundable.

156 B. In addition, the real estate services section shall have the authority to require
157 applicants to reimburse the real estate services section for actual costs incurred by the real
158 estate services section as a result of issuance, renewing or amending a wireless right-of-
159 way use agreement under this chapter, to the extent the costs exceed the costs of
160 processing the application recovered by the application processing and coordination fee.
161 The payment of actual cost balances shall be made at the time the wireless right-of-way
162 use agreement is executed.

163 SECTION 11. A. Sections 12 and 13 of this ordinance proposes changes in the
164 fees currently charged for permit applications for the accommodation of public and
165 private utility facilities, and other uses upon county owned real property which are not
166 dedicated as right-of-way and authorizes reimbursement of the real estate services
167 section's costs in approving and issuing the permits.

168 B. These fees are assessed pursuant to K.C.C. 2.99.030.

169 SECTION 12. Ordinance 4099, Section 7, and K.C.C. 14.46.070, are each hereby
170 amended as follows:

171 Applications for all permits shall be submitted, in writing, to the ~~((real property~~
172 ~~division))~~ real estate services section of the facilities management division. The
173 application shall contain whatever information, including plans and specifications, the
174 ~~((real property division shall))~~ real estate services section requires.

175 SECTION 13. Ordinance 4099, Section 8, as amended, and K.C.C. 14.46.080 are
176 each hereby amended to read as follows:

177 A. ~~((Effective January 1, 2002, e))~~ Each application requires a ((one)) five
178 hundred ((twenty five)) dollar fee payable to the ((property services division)) real estate

179 services section of the facilities management division for the administrative costs of
180 processing the application. The fee is nonrefundable. The real estate services section
181 shall have the authority to require applicants to reimburse the real estate services section
182 for the actual cost incurred by the real estate services section as a result of issuance,
183 renewal or amendment of the permits under this section to the extent the costs exceed the
184 cost of processing the application recovered by the application fee. The payment of
185 actual cost balances shall be made at the time of permit issuance.

186 B. In addition, the permittee is required to pay an inspection fee to the
187 department responsible for the management of the property to be affected based on the
188

189 time spent on the job by inspectors during or after construction.

190 SECTION 14. This ordinance takes effect January 1, 2009.

191


Ordinance 16295 was introduced on 10/20/2008 and passed by the Metropolitan King County Council on 11/17/2008, by the following vote:

Yes: 9 - Ms. Patterson, Mr. Dunn, Mr. Constantine, Ms. Lambert, Mr. von Reichbauer, Mr. Ferguson, Mr. Gossett, Mr. Phillips and Ms. Hague

No: 0


Excused: 0

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON



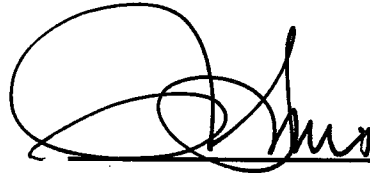
Julia Patterson, Chair

ATTEST:



Anne Noris, Clerk of the Council

APPROVED this 17 day of November, 2008.



Ron Sims, County Executive

Attachments None

RECEIVED
2008 NOV 21 PM 4: 26
CLERK
KING COUNTY COUNCIL