

TG-090116



321 S. Balsam St.
P.O. Box 1579
Moses Lake, WA 98837-0244
Phone: (509) 766-9214

January 8, 2009

State of Washington
Utilities and Transportation Commission
P. O. Box 47250
Olympia, WA 98504-7250

RE: City of Moses Lake
Airway Drive - Annexation of Territory
Regulation of Solid Waste Collection

2009 JAN 12 AM 8:07
UTILITIES AND TRANSPORTATION
COMMISSION

Gentlemen:

Please be advised that the City of Moses Lake annexed certain territory, commonly known as the "Airway Drive Annexation" effective January 3, 2009. Enclosed is a copy of the city's annexation ordinance. Also enclosed is a copy of a letter sent to Consolidated Disposal Service, Inc. granting it a franchise for garbage service.

With this letter, the city provides notice to the WUTC of its decision to contract for solid waste collection in the "Airway Drive Annexation" area. By law, RCW 35A.14.900, with the city's decision to contract for solid waste collection in the "Airway Drive Annexation" area, the city grants a statutory franchise to the state's franchise or permit holder in the "Airway Drive Annexation" area, Consolidated Disposal Service, Inc., to continue its solid waste collection business in the "Airway Drive Annexation" area for a term of not less than the remaining term of the original franchise or permit, or not less than ten years, whichever is shorter.

With this letter the City of Moses Lake requests the WUTC to inform the City of Moses Lake of the remaining term of the original franchise or permit granted to Consolidated Disposal Service, Inc. to provide solid waste collection in the "Airway Drive Annexation" area which was previously located outside the corporate limits of the City of Moses Lake.

Very truly yours

Joseph K. Gavinski
City Manager

JKG:jt

Enclosures



321 S. Balsam St.
P.O. Box 1579
Moses Lake, WA 98837-0244

Phone: (509) 766-9214

January 8, 2009

Dan Dietrich
Consolidated Disposal Service
P. O. Box 1154
Ephrata, WA 98823

RE: Airway Drive Annexation

Dear Mr. Dietrich

On December 23, 2008 the City of Moses Lake adopted Ordinance No. 2428 which provided for the annexation of .87 acres of property located at the intersection of Valley Road and Airway Drive. The property is contiguous to the City of Moses Lake's corporate limits. The ordinance became effective on January 3, 2009. Pursuant to RCW 35A.14.900 the city grants Consolidated Disposal a franchise to continue collecting the solid waste - from that area for ten years from January 3, 2009. Enclosed is a copy of the annexation ordinance and a map showing the annexed area.

If you have any questions or comments, please do not hesitate to contact me.

Very truly yours



Joseph K. Gavinski
City Manager

JKG:jt

Enclosure

cc: Finance Director
Utility Account Technician
Lakeside Disposal, 2000 W. Broadway, Moses Lake, WA 98837
State of Washington, Utilities and Transportation Commission, P. O. Box 47250
Olympia, WA 98504-7250

ORDINANCE NO. 2428

AN ORDINANCE ANNEXING PROPERTY COMMONLY KNOWN AS THE AIRWAY DRIVE ANNEXATION TO THE CITY OF MOSES LAKE, WASHINGTON, AND INCORPORATING THE SAME WITHIN THE CORPORATE LIMITS OF THE CITY OF MOSES LAKE

THE CITY COUNCIL OF THE CITY OF MOSES LAKE, WASHINGTON DO ORDAIN AS FOLLOWS:

Section 1. The following described real estate, as shown on the attached map marked Exhibit A which by this reference is incorporated within this ordinance, situated in Grant County contiguous to the City of Moses Lake is hereby annexed to and incorporated in the City of Moses Lake:

A parcel of land in the Northeast 1/4, Section 16, Township 19 North, Range 28 East W.M., City of Moses Lake, Grant County, Washington, described as follows:

Commencing at the North 1/4 corner of Section 16, Township 19 North, Range 28 East W.M., thence South 00°29'45" East, 1943.50 feet, along the west line of the Northeast 1/4 of Section 16, to the north line of the City of Moses Lake corporate limits per Grant County Auditor's file number 793651; thence North 89°30'15" East, 98.74 feet, along said north line, to the east line of the City of Moses Lake corporate limits per Grant County Auditor's file number 793651; thence South 08°54'45" East, 194.53 feet, along said east line, to the point of beginning; thence North 81°05'27" East, 0.91 feet; thence along a 540.00 foot radius non-tangent curve, concave to the east, an arc of 242.66 feet, the chord being South 22°19'26" East, 240.62 feet; thence along a 460.00 foot radius curve, concave to the west, an arc of 279.04 feet, the chord being South 17°49'02" East, 274.78 feet; thence South 00°49'34" East, 97.81 feet, to a north line of the City of Moses Lake corporate limits, which line is 30.00 feet south of the east-west centerline of Section 16; thence South 89°33'52" West, 86.44 feet, along said north line to the west line of the City of Moses Lake corporate limits per Grant County Auditor's file number 793651, thence North 08°54'45" West, 589.62 feet, along said west line, to the point of beginning; containing 0.87 acres more or less.

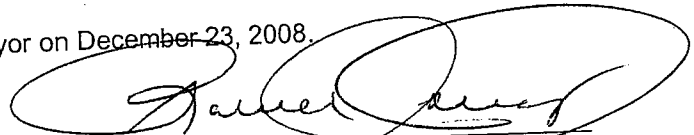
Section 2. All property within the territory annexed shall hereinafter be assessed and taxed at the same rate and on the same basis as other property within the city to pay for any outstanding indebtedness of the City of Moses Lake contracted prior to or existing at the date of annexation. No property herein annexed shall be released from any outstanding indebtedness levied against it prior to said annexation.

Section 3. That a copy of this ordinance shall be filed with the Board of County Commissioners of Grant County, Washington.

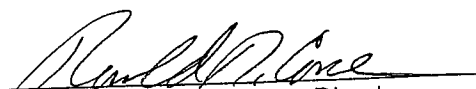
Section 4. The property included in this annexation shall be zoned Public.

Section 5. This ordinance shall take effect and be in force five (5) days after its passage and publication of its summary as provided by law.

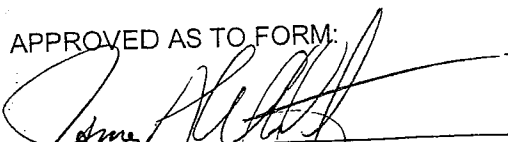
Adopted by the City Council and signed by its Mayor on December 23, 2008.

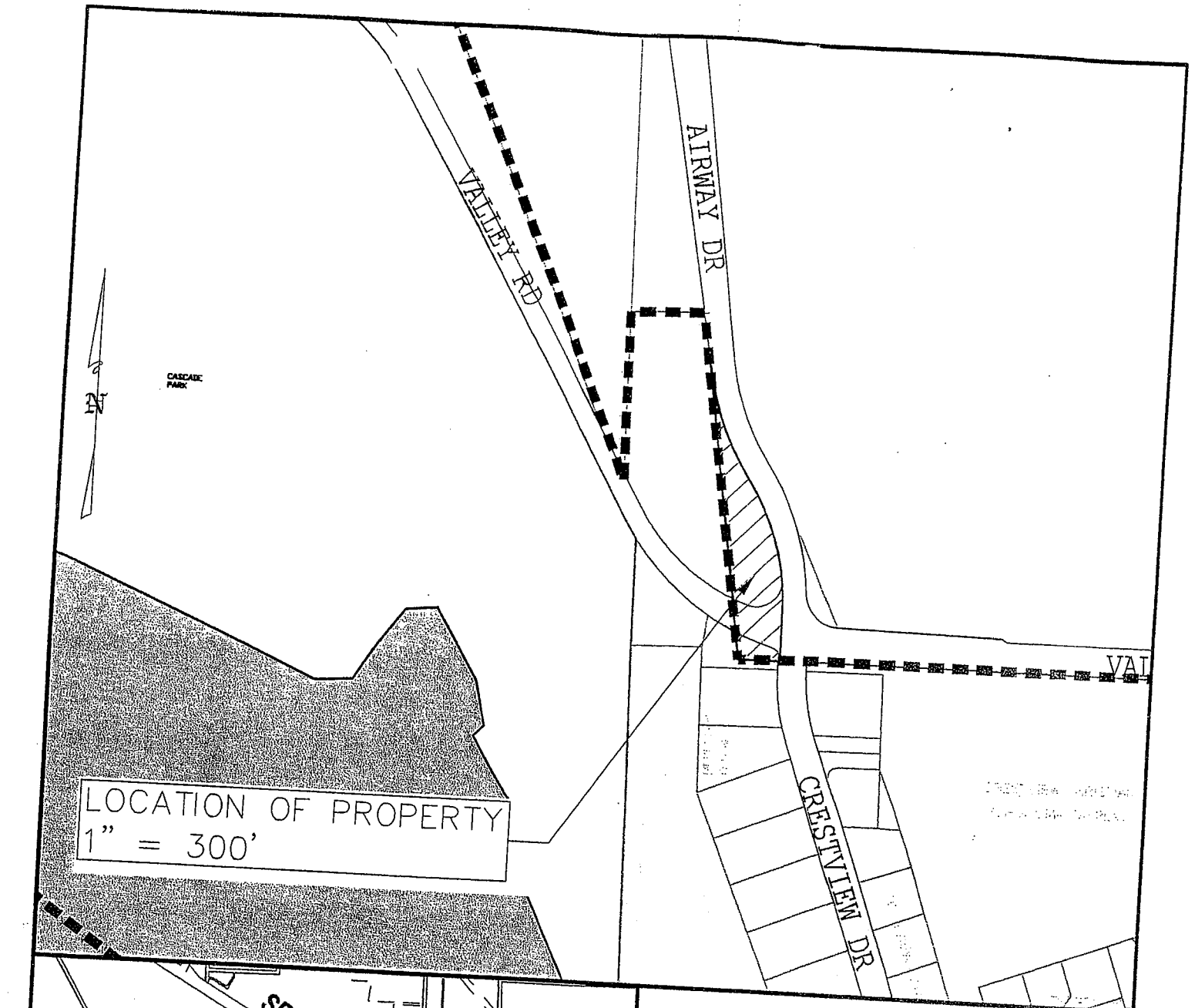

Ronald C. Covey, Mayor

ATTEST:

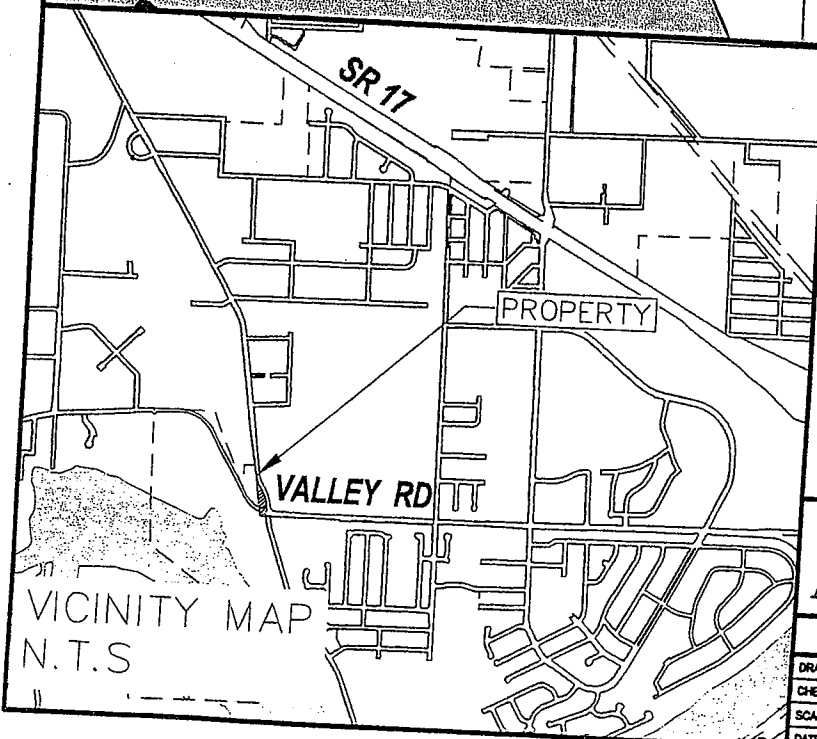

Ronald R. Cone, Finance Director

APPROVED AS TO FORM:


James A. Whitaker, City Attorney



LOCATION OF PROPERTY
1" = 300'



- CORPORATE LIMITS AND JURISDICTIONAL BOUNDARY
- URBAN GROWTH AREA BOUNDARY
- SECTION LINE
- RIGHT OF WAY
- LOT LINE
- LOT ASSOCIATION
- RAILROAD RIGHT OF WAY
- PLAT BOUNDARY
- ▨ PROPERTY

VALLEY ROAD AND AIRWAY DRIVE ANNEXATION

COMMUNITY DEVELOPMENT DEPT. - PLANNING DIVISION

DRAWN	BKP	CITY OF MOSES LAKE
CHECK	GA	
SCALE	NOTED	
DATE	09/08	GRANT COUNTY WASHINGTON