

P.O. Box 320 • 22017 SE Wax Road • Maple Valley, WA 98038

Phone: 425-413-8800 • Fax: 425-413-4282

September 17, 2018

Mr. Mark Johnson
Commissioners Executive Director and Secretary
Washington Utilities and Transportation Commission
P O Box 47250
Olympia, WA 98504

RECEIVED
REGISTRATION MANAGEMENT
2018 SEP 21 AM 8:03
STATE OF WASHINGTON
UTIL. AND TRANSPORTATION
COMMISSION

RE: City of Maple Valley Notice to Cancel Fiorito Enterprises, Inc. & Rabanco Companies Solid Waste Collection Certificate of Rights (G-000060) in the Rainier Ridge and Deyerin Annexation Territories.

Dear Mr. Johnson:

In accordance with [RCW 35.02.160](#) and [WAC 480-70-141](#), the City of Maple Valley hereby notifies the Washington Utilities and Transportation Commission of the its intent to contract for solid waste collection service within the City of Maple Valley's 2017 annexation areas known as Rainier Ridge and Deyerin Lot. The City has cancelled, Fiorito Enterprises, Inc. & Rabanco Companies (dba Republic Services of Kent) certificate of rights to collect solid waste within the City of Maple Valley Annexation areas of Rainier Ridge and Deyerin Lot.

- Rainier Ridge Franchise Ordinance O-17-613 - effective March 15, 2017 and terminating March 15, 2024.
- Deyerin Lot Franchise Ordinance O-17-629 – effective November 22, 2017 and terminating November 22, 2024.

Pursuant to the mutually negotiated terms of the Franchise Ordinance the city may plan or initiate transition activities for any collection arrangement to succeed the above stated termination dates for the respective territories.

A copy of the Rainier Ridge Annexation Ordinance O-17-612 and Deyerin Lot Annexation Ordinance O-17-628, legal description and general area maps are attached as well as the signed copies of the executed Franchise Ordinances O-17-613 and O-17-629.

Thank you for the service that Washington Utilities and Transportation Commission has provided to the residents of the City of Maple Valley.

Sincerely,

Diana Pistoll, Public Works Programs Project Manager

Attachments (4)

C: Jeff Wagner, Municipal Relationship Manager Republic Services

Rainier Ridge
Franchise
O-17-613

ORIGINAL
RECEIVED
GENERAL MANAGEMENT
2017 SEP 21 AM 8:03
STATE OF WASHINGTON
LITIGATION AND TRANSPORTATION
COMMISSIONER

CITY OF MAPLE VALLEY, WASHINGTON

ORDINANCE NO. O-17-613

AN ORDINANCE OF THE CITY OF MAPLE VALLEY, WASHINGTON, GRANTING A FRANCHISE TO FIORITO ENTERPRISES, INC. & RABANCO COMPANIES PROVIDING FOR ACCEPTANCE OF FRANCHISE, AND SEVERABILITY, AND ESTABLISHING AN EFFECTIVE DATE

WHEREAS, RCW 35A.14.900 provides that annexation by any code city shall cancel, as of the effective date of such annexation, any franchise granted to any entity by the state of Washington authorizing or otherwise permitting the operation of any solid waste collection business within the limits of the annexed territory; and

WHEREAS, RCW 35A.14.900 provides that the holder of such canceled franchise shall be granted by the annexing code city a franchise to continue such business within the annexed territory for a term of not less than seven years from the date of issuance thereof; and

WHEREAS, in the event that any entity whose franchise has been canceled, suffers any measurable damages as a result of annexation pursuant to RCW 35A.14.900, such entity has the right of action against any city causing such damages; and

WHEREAS, the City of Maple Valley adopted Ordinance O-17-612 published on March 10, 2017 to annex approximately 14 acres of residentially zoned property commonly known as Rainer Ridge effective March 15, 2017; and

WHEREAS, it is essential that residential, commercial and industrial solid waste be properly collected and recycled or disposed of in order to avoid adverse environmental and social effects; and

WHEREAS, Fiorito Enterprises, Inc. & Rabanco Companies ("Franchisee") has operated a municipal solid waste collection business within unincorporated King County pursuant to Tariff 27 and/or its predecessor or successors series and Certificate G-000060; and

WHEREAS, Maple Valley City Code 12.15.005 defines a "franchise" as the initial authorization or renewal thereof, approved by an ordinance of the City which authorizes the franchisee to provide services to persons or areas in the City; and

WHEREAS, the Council finds that the grant of the franchise contained in this ordinance is in the best interests of the public;

NOW, THEREFORE THE CITY COUNCIL OF THE CITY OF MAPLE VALLEY, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Notice to Hauler. The publication of Ordinance O-17-612 on March 10, 2017 shall constitute the City's notification to the Franchisee, of the effective date of annexation of the area known as Rainier Ridge, pursuant to RCW 35A.14.900.

Section 2. Franchise Granted. In satisfaction of the City's obligations under applicable law, including without limitation, RCW 35A.14.900, the City hereby grants to the Franchisee, its successors and assigns, a continued franchise for a period of seven years. The franchise term will end on March 15, 2024. The franchise authorizes the Franchisee to collect solid waste within the applicable annexation area known as the Rainier Ridge, in the City of Maple Valley. The Franchisee unconditionally accepts this franchise to collect solid waste inside the City of Maple Valley, within the annexation area known as the Rainier Ridge, as more fully described in Ordinances O-17-612, incorporated herein as if fully set forth. The Public Works Director shall administer this franchise and monitor the Franchisee compliance with the terms and provisions herein. Nothing in this franchise exceeds the scope of the Franchisee's solid waste certificate in the annexed area at the time of annexation. At the time the franchise terminates, the Franchisee shall provide all route, customer and other information as required by the Public Works Director, under such arrangements as may be convenient to both parties, but in no event shall the Franchisee fail to provide such information thirty (30) days prior to the franchise termination date. The City reserves full authority to regulate and tax the Franchisee as authorized by law subject to any other regulatory approvals if necessary. The Franchisee agrees to indemnify and hold harmless the City, its officers, elected and appointed officials, agents and employees from all loss or liability for the Franchisee's actions in connection with the enjoyment of this franchise. This provision survives expiration or revocation of this franchise. The Franchisee's obligation to indemnify and hold harmless the City shall not in any way be modified by the grant of immunity to employers under Title 51 RCW, such immunity being waived for purposes of that obligation. This provision has been mutually negotiated between the parties. All Franchisee records relating to operation of this franchise are subject to inspection and copying by the Public Works Director or his/her designee. The Franchisee shall provide a copy of its annual report for Certificate G-000060 to the WUTC, to the Public Works Director, relating to its operations hereunder. The Franchisee agrees to provide evidence of insurance coverage to include General Commercial Liability with limits no less than \$3,000,000 each occurrence; \$5,000,000 general aggregate and a \$2,000,000 products-completed operations aggregate limit. The Franchisee agrees to provide Automobile Liability insurance with a minimum combined single limit for bodily injury and property damage of \$3,000,000 per accident. The Franchisee shall provide Contractor's Pollution Liability insurance with limits no less than \$3,000,000 combined single limit per occurrence for bodily injury, personal injury, property damage, cleanup costs and legal defense expense.

Section 3. Service and Charges. The Franchisee shall continue to offer and provide equivalent collection services at the same base customer rates throughout the franchise area as provided under its WUTC G-certificate tariff for the Franchisee, as approved and revised periodically through the WUTC rate-setting process and as authorized by any City franchise fee or other embedded tax. Operating standards shall be equivalent to and consistent with those required under WUTC Certificate G-000060 regulations for the Franchisee.

Section 4. End of Franchise. The City may plan or initiate transition activities for any collection arrangement to succeed the franchise services, provided that the franchise period will be in effect for the entire seven years as set forth in Section 2.

Section 5. Compliance with Law. The Franchisee shall comply with all City, County, State and Federal laws and regulations applicable to the services provided under this Franchise. Such compliance shall include, but not be limited to, customer rate change notification, collecting and paying utility and other taxes, and otherwise complying with City Code.

Section 6. Acceptance of Franchise. The City tenders this franchise and the Franchisee accepts the same in full satisfaction of any and all claims for measurable damages caused by cancellation of any state certificate whether arising under RCW 35A.14.900 or any other authority. The Franchisee acknowledges that City has granted a franchise term, pursuant to RCW 35A.14.900 and the term granted is accepted in full settlement and compromise of any additional claims for damages or additional compensation because of the City's exercise of its collection authority over the annexed territory upon the expiration of this franchise or for any other reason. The signature of the Franchisee's authorized representative on this Ordinance shall be deemed acceptance of all franchise terms.

Section 7. Severability. The provisions of this ordinance are declared separate and severable. The invalidity of any clause, sentence, paragraph, subdivision, section, or portion of this ordinance or the invalidity of the application thereof to any person or circumstance, shall not affect the validity of the remainder of the ordinance, or the validity of its application to other persons or circumstances.

Section 8. Ratification. Any act consistent with the authority and prior to the effective date of this ordinance is hereby ratified and affirmed.

Section 9. Effective Date. This Ordinance is effective March 15, 2017.

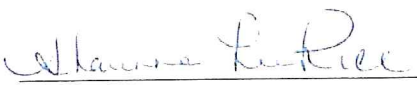
**ADOPTED BY THE CITY COUNCIL AT A SPECIAL MEETING THEREOF ON
THE 6th DAY OF MARCH 2017.**

ORIGINAL

CITY OF MAPLE VALLEY


Sean P. Kelly, Mayor

ATTEST/AUTHENTICATED:

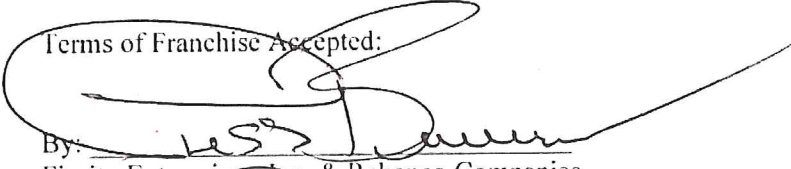

Shaunna Lee-Rice, City Clerk

Approved as to form:


Patricia Taraday, City Attorney

Date of Publication: March ¹⁰ 8, 2017
Effective Date: March ¹⁵ 13, 2017

Terms of Franchise Accepted:


By: Eric
Fiorito Enterprises, Inc. & Rabanco Companies
d/b/a Kent-Meridian Disposal Company
Its: Eric President
Date: July 13, 2018

Rainier Ridge
Annexation
ORD
O-17-612

ORIGINAL

CITY OF MAPLE VALLEY, WASHINGTON

ORDINANCE NO. O-17-612

AN ORDINANCE OF THE CITY OF MAPLE VALLEY, WASHINGTON, ANNEXING THE APPROXIMATELY 14 ACRE PROPERTY COMMONLY KNOWN AS RAINIER RIDGE, PROVIDING FOR TAXATION AND ZONING OF THE SAME, AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, on August 14, 2014, a Notice of Intent was filed with the City of Maple Valley requesting annexation of approximately 14 acres of undeveloped unincorporated King County known as Rainier Ridge; and

WHEREAS, the proposed annexation area is contiguous to and generally located south of City limits and west of SE 288th ST.

WHEREAS, the Notice of Intent was signed by owners of the property representing 100% percent of the assessed value of the annexation area; and

WHEREAS, on August 8, 2016 pre-annexation zoning for Rainier Ridge of R-6 was adopted by Ordinance O-16-598; and

WHEREAS, the City Council of the City of Maple Valley held a public hearing on October 24, 2016 to accept public comment regarding the merits of the proposed annexation; and

WHEREAS, resolution R-16-1106 was approved by City Council declaring the City's intent to annex and instructed staff to file with the Boundary Review Board; and

WHEREAS, on January 18th, 2017 The Washington State Boundary Review Board For King County notified the City that the filed notice of intent to annex was considered complete; and

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MAPLE VALLEY WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Annexation. That certain real property known as Rainier Ridge, depicted on the legal description, attached hereto as Exhibit A, and map, attached as Exhibit B, both of which exhibits are incorporated herein by this reference as if fully set forth is hereby annexed to, and made part of the City of Maple Valley.

Section 2. Assumption of City Indebtedness. Pursuant to the terms of the annexation petition, all property within the Maple Ridge Highlands Annexation Area shall be assessed and taxed at the

ORIGINAL

same rate and on the same basis as other property within the City, including assessments for taxes and payment of any bonds issued or debts contracted prior to or existing as of the effective date of annexation.

Section 3. Zoning. Zoning shall hereby be designated R-6 in accordance with the petition and the Maple Valley Comprehensive Plan, which established pre-annexation zoning for the Maple Ridge Highlands Annexation area.

Section 4. Certification of Ordinance to King County. Pursuant to RCW 35A.14.140, upon passage, the City Clerk is directed to file a certified copy of this Ordinance with the King County Council.

Section 5. Contemporaneous Updates. The City's Comprehensive Plan and Official Zoning Map are hereby amended to conform to the annexation approved in this ordinance.

Section 6. Effective Date. This Ordinance shall take effect and be in full force five days after date of publication.

Section 7. Severability. Should any section, paragraph, sentence, clause or phrase of this Ordinance, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this Ordinance be preempted by state or federal law or regulation, such decision or preemption shall not affect the validity of the remaining portions of this Ordinance or its application to other persons or circumstances.

ADOPTED by the City Council of the City of Maple Valley at its Special Meeting on March 6, 2017


Sean P. Kelly, Mayor

Dana Parnello, Deputy Mayor

ATTEST:


Shaunna Lee-Rice
City Clerk

Approved as to form:


Patricia Taraday, City Attorney

Date of Publication: March ¹⁰ 8, 2017
Effective Date: March ¹⁵ 13, 2017

LEGAL DESCRIPTION

URBAN AREA

Lot 1 of the plat of Chateaus at Greenbrier, recorded in Volume 202 of plats, pages 52 through 58, records of King County, Washington,

EXCEPT any portion of said Lot and Tracts, more particularly described as follows;

BEGINNING at the Southwest corner of said Lot 1;
THENCE North $02^{\circ}57'39''$ East, 749.07 feet along the West line of said Lot 1;
THENCE South $89^{\circ}38'48''$ East, 353.97 feet along said West line;
THENCE North $02^{\circ}57'39''$ East, 680.19 feet along said West line to an angle point in said West line;
THENCE North $29^{\circ}38'20''$ East, 515.58 feet along said West line;
THENCE South $60^{\circ}21'40''$ East, 91.57 feet;
THENCE South $30^{\circ}21'49''$ West, 225.60 feet;
THENCE South $59^{\circ}41'59''$ East, 148.13 feet;
THENCE South $39^{\circ}18'23''$ East, 275.47 feet;
THENCE North $72^{\circ}27'39''$ East, 90.21 feet;
THENCE North $74^{\circ}33'18''$ East, 96.73 feet;
THENCE North $46^{\circ}11'34''$ East, 55.76 feet;
THENCE North $23^{\circ}03'40''$ East, 70.68 feet;
THENCE North $71^{\circ}16'06''$ East, 65.99 feet;
THENCE North $06^{\circ}25'27''$ East, 51.64 feet;
THENCE South $73^{\circ}31'40''$ East, 123.91 feet;
THENCE North $04^{\circ}06'26''$ East, 230.53 feet;
THENCE North $48^{\circ}31'59''$ West, 79.40 feet;
THENCE North $33^{\circ}59'03''$ West, 80.77 feet;
THENCE North $03^{\circ}27'57''$ East, 38.53 feet;
THENCE North $40^{\circ}54'56''$ East, 81.07 feet;
THENCE North $70^{\circ}42'22''$ East, 70.60 feet;
THENCE North $04^{\circ}06'26''$ East, 17.85 feet;
THENCE North $47^{\circ}12'10''$ West, 143.49 feet;
THENCE North $06^{\circ}14'23''$ East, 297.20 feet to the Southerly margin of the Right-of-Way of Southeast 288th Street;
THENCE South $89^{\circ}55'08''$ East, 65.88 feet along said Southerly margin to a point of tangency;
THENCE Southeasterly along said Southerly margin and the Westerly margin of the Right-of-Way of 241st Avenue Southeast, being the arc of a curve to the right, having a radius of 328.10 feet, through a central angle of $48^{\circ}00'00''$, and an arc length of 274.87 feet;
THENCE South $41^{\circ}55'08''$ East, 169.81 feet along said Westerly margin to a point of tangency;
THENCE Southerly along said Westerly margin, being the arc of a curve to the right, having a radius of 328.10 feet, through a central angle of $53^{\circ}35'00''$, and an arc length of 306.84 feet;
THENCE South $11^{\circ}39'52''$ West, 105.25 feet along said Westerly margin to a point of tangency;

Project: Rainier Ridge
January 4, 2017

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THENCE Southeasterly along said Westerly margin, being the arc of a curve to the left, having a radius of 268.73 feet, through a central angle of 101°28'19", and an arc length of 475.93 feet to the East line of said Lot 1;

THENCE South 02°22'35" East, 293.66 feet along said East line;

THENCE South 87°37'25" West, 120.36 feet along said East line;

THENCE South 59°15'00" West, 150.00 feet along said East line;

THENCE South 18°30'00" West, 200.00 feet along said East line;

THENCE South 05°00'00" West, 75.00 feet along said East line;

THENCE South 55°00'00" West, 220.00 feet along said East line;

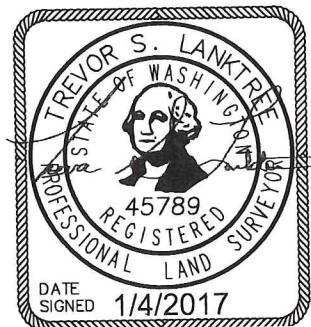
THENCE South 45°00'00" West, 250.00 feet along said East line;

THENCE South 55°00'00" West, 143.55 feet along said East line;

THENCE South 28°06'30" West, 468.67 feet along said East line to the South line of said Lot 1;

THENCE South 88°01'20" West, 1,086.65 feet along said South line to the POINT OF BEGINNING.

(Area contains approximately 614,409 sq. ft. or 14.105 acres)



Project: Rainier Ridge
January 4, 2017

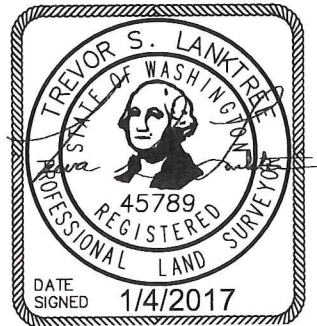
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16521L.003.doc

LEGAL DESCRIPTION

238th AVENUE S.E. URBAN AREA

238th Avenue Southeast as dedicated by the plat of Chateaus at Greenbrier, recorded in Volume 202 of plats, pages 52 through 58, records of King County, Washington.

(Area contains approximately 14,152 sq. ft. or 0.325 acres)



Project: Rainier Ridge
October 14, 2014

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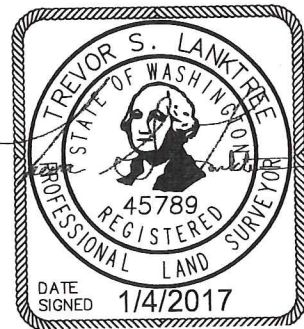
LEGAL DESCRIPTION

SOUTHEAST 288TH STREET URBAN AREA

That portion of the South 30.00 feet of the Southwest quarter of the Southeast quarter of Section 34, Township 22 North, Range 06 East, Willamette Meridian, King County, Washington and that portion of the North 30.00 feet of Government Lot 2 in the Northwest quarter of the Northeast quarter of Section 3, Township 21 North, Range 06 East, Willamette Meridian, King County, Washington, being more particularly described as follows;

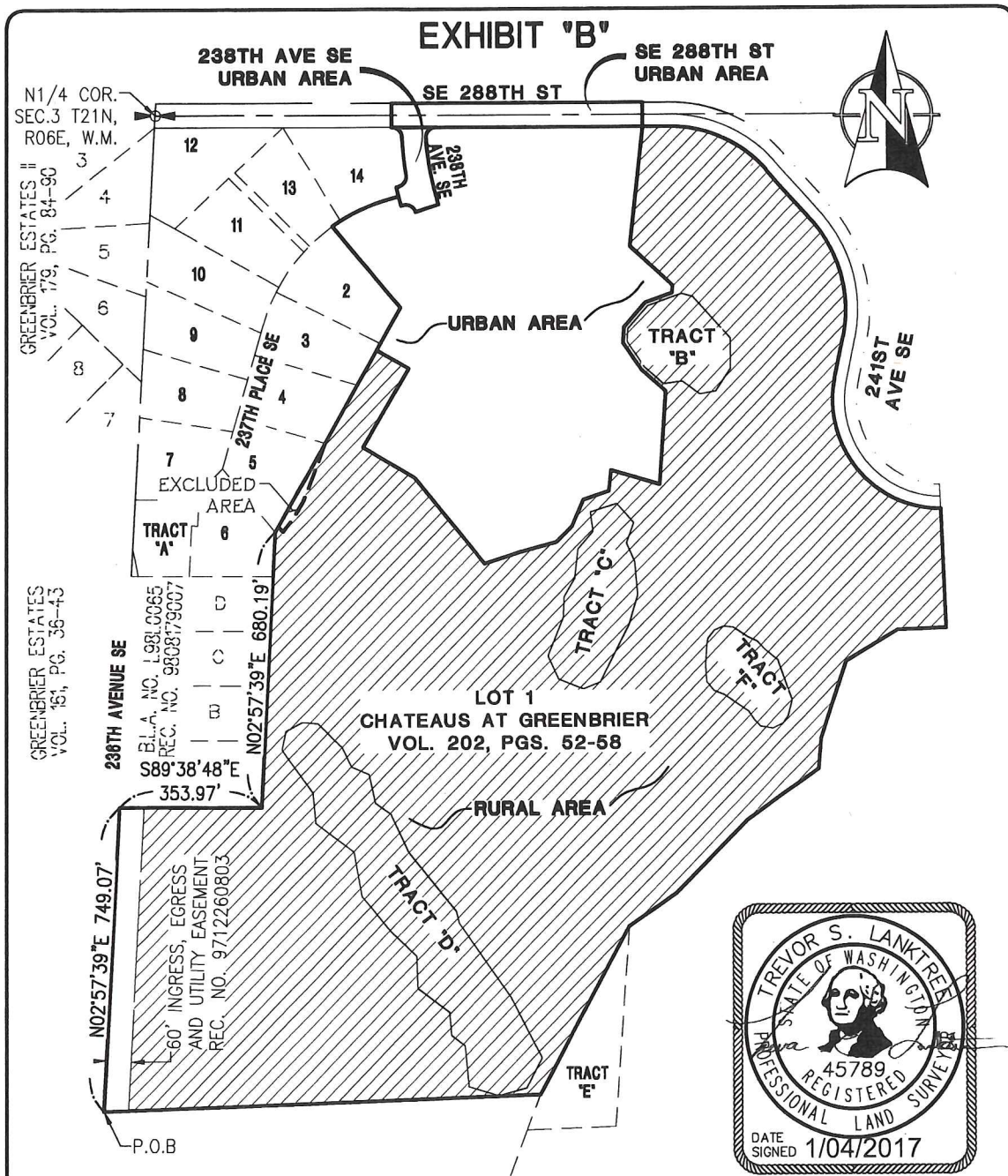
COMMENCING at the North quarter corner of said Section 3 as delineated on the plat of Chateaus at Greenbrier, recorded under Recording Number 20011016000917, records of King County, Washington;
THENCE South 89°55'08" East, 595.23 feet along the North line of said Section 3, as delineated on said plat to the TRUE POINT OF BEGINNING;
THENCE North 00°04'52" East, 30.00 feet to the North line of said South 30.00 feet;
THENCE South 89°55'08" East, 625.07 feet along said North line;
THENCE South 00°04'52" West, 60.00 feet to the South line of said North 30.00 feet;
THENCE North 89°55'08" West, 625.07 feet along said South line;
THENCE North 00°04'52" East, 30.00 feet to the TRUE POINT OF BEGINNING.

(Area contains approximately 37,504sq. ft. or 0.861 acres)



Project: Rainier Ridge
January 4, 2017

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16521L.005.doc




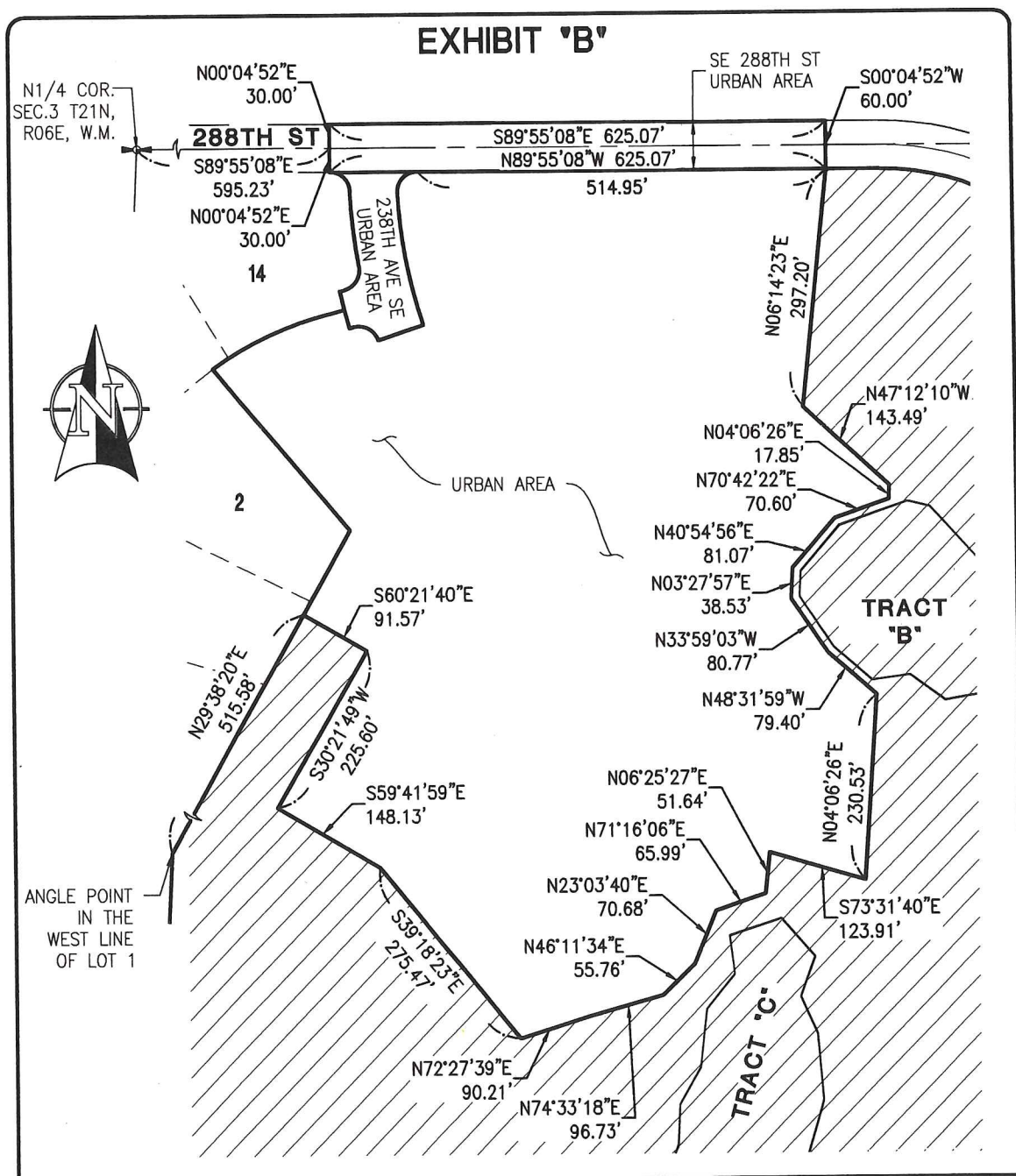

SCALE: HORIZONTAL 1"=400' VERTICAL N/A	For: RAINIER RIDGE	JOB NUMBER 16521
	Title: COMPREHENSIVE PLAN AMENDMENT	SHEET 1 of 2
 18215 72ND AVENUE SOUTH KENT, WA 98032 (425)251-6222 (425)251-8782 FAX CIVIL ENGINEERING, LAND PLANNING, SURVEYING, ENVIRONMENTAL SERVICES	DESIGNED <u>XXX</u> DRAWN <u>XXX</u> CHECKED <u>XXX</u> APPROVED TSL DATE 1/3/16	

EXHIBIT "B"



SCALE: HORIZONTAL 1"=200' VERTICAL N/A	For: RAINIER RIDGE	JOB NUMBER 16521
	Title: COMPREHENSIVE PLAN AMENDMENT	SHEET 2 of 2
 18215 72ND AVENUE SOUTH KENT, WA 98032 (425)251-6222 (425)251-8782 FAX CIVIL ENGINEERING, LAND PLANNING, SURVEYING, ENVIRONMENTAL SERVICES	DESIGNED <u>XXX</u> DRAWN <u>XXX</u> CHECKED <u>XXX</u> APPROVED TSL DATE 1/03/17	

Deyerin
Franchise
ORD
O-17-629

RECEIVED
PROPERTY MANAGER
2017 SEP 21 AM 8:04
OFFICE
STATE OF WASH
UTL AND TRAD
COMMISSION

CITY OF MAPLE VALLEY, WASHINGTON

ORDINANCE NO. O-17-629

AN ORDINANCE OF THE CITY OF MAPLE VALLEY, WASHINGTON, GRANTING A FRANCHISE TO FIORITO ENTERPRISES, INC. & RABANCO COMPANIES PROVIDING FOR ACCEPTANCE OF FRANCHISE, AND SEVERABILITY, AND ESTABLISHING AN EFFECTIVE DATE

WHEREAS, RCW 35A.14.900 provides that annexation by any code city shall cancel, as of the effective date of such annexation, any franchise granted to any entity by the state of Washington authorizing or otherwise permitting the operation of any solid waste collection business within the limits of the annexed territory; and

WHEREAS, RCW 35A.14.900 provides that the holder of such canceled franchise shall be granted by the annexing code city a franchise to continue such business within the annexed territory for a term of not less than seven years from the date of issuance thereof; and

WHEREAS, in the event that any entity whose franchise has been canceled, suffers any measurable damages as a result of annexation pursuant to RCW 35A.14.900, such entity has the right of action against any city causing such damages; and

WHEREAS, the City of Maple Valley adopted Ordinance O-17-628 published on November 17, 2017 to annex one lot of residentially zoned property commonly known as the Deyerin lot effective November 22, 2017; and

WHEREAS, it is essential that residential, commercial and industrial solid waste be properly collected and recycled or disposed of in order to avoid adverse environmental and social effects; and

WHEREAS, Fiorito Enterprises, Inc. & Rabanco Companies ("Franchisee") has operated a municipal solid waste collection business within unincorporated King County pursuant to Tariff 27 and/or its predecessor or successors series and Certificate G-000060; and

WHEREAS, Maple Valley City Code 12.15.005 defines a "franchise" as the initial authorization or renewal thereof, approved by an ordinance of the City which authorizes the franchisee to provide services to persons or areas in the City; and

WHEREAS, the Council finds that the grant of the franchise contained in this ordinance is in the best interests of the public;

NOW, THEREFORE THE CITY COUNCIL OF THE CITY OF MAPLE VALLEY, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Notice to Hauler. The publication of Ordinance O-17-628 on November 17, 2017 shall constitute the City's notification to the Franchisee, of the effective date of annexation of the area known as Deyerin lot, pursuant to RCW 35A.14.900.

Section 2. Franchise Granted. In satisfaction of the City's obligations under applicable law, including without limitation, RCW 35A.14.900, the City hereby grants to the Franchisee, its successors and assigns, a continued franchise for a period of seven years. The franchise term will end on November 22, 2024. The franchise authorizes the Franchisee to collect solid waste within the applicable annexation area known as the Deyerin lot, in the City of Maple Valley. The Franchisee unconditionally accepts this franchise to collect solid waste inside the City of Maple Valley, within the annexation area known as the Deyerin lot, as more fully described in Ordinances O-17-628, incorporated herein as if fully set forth. The Public Works Director shall administer this franchise and monitor the Franchisee compliance with the terms and provisions herein. Nothing in this franchise exceeds the scope of the Franchisee's solid waste certificate in the annexed area at the time of annexation. At the time the franchise terminates, the Franchisee shall provide all route, customer and other information as required by the Public Works Director, under such arrangements as may be convenient to both parties, but in no event shall the Franchisee fail to provide such information thirty (30) days prior to the franchise termination date. The City reserves full authority to regulate and tax the Franchisee as authorized by law subject to any other regulatory approvals if necessary. The Franchisee agrees to indemnify and hold harmless the City, its officers, elected and appointed officials, agents and employees from all loss or liability for the Franchisee's actions in connection with the enjoyment of this franchise. This provision survives expiration or revocation of this franchise. The Franchisee's obligation to indemnify and hold harmless the City shall not in any way be modified by the grant of immunity to employers under Title 51 RCW, such immunity being waived for purposes of that obligation. This provision has been mutually negotiated between the parties. All Franchisee records relating to operation of this franchise are subject to inspection and copying by the Public Works Director or his/her designee. The Franchisee shall provide a copy of its annual report for Certificate G-000060 to the WUTC, to the Public Works Director, relating to its operations hereunder. The Franchisee agrees to provide evidence of insurance coverage to include General Commercial Liability with limits no less than \$3,000,000 each occurrence; \$5,000,000 general aggregate and a \$2,000,000 products-completed operations aggregate limit. The Franchisee agrees to provide Automobile Liability insurance with a minimum combined single limit for bodily injury and property damage of \$3,000,000 per accident. The Franchisee shall provide Contractor's Pollution Liability insurance with limits no less than \$3,000,000 combined single limit per occurrence for bodily injury, personal injury, property damage, cleanup costs and legal defense expense.

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Section 7. Severability. The provisions of this ordinance are declared separate and severable. The invalidity of any clause, sentence, paragraph, subdivision, section, or portion of this ordinance or the invalidity of the application thereof to any person or circumstance, shall not affect the validity of the remainder of the ordinance, or the validity of its application to other persons or circumstances.

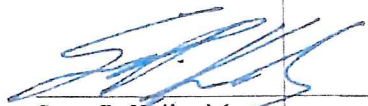
Section 8. Ratification. Any act consistent with the authority and prior to the effective date of this ordinance is hereby ratified and affirmed.

Section 9. Effective Date. This Ordinance is effective November 22, 2017.

**ADOPTED BY THE CITY COUNCIL AT A REGULAR BUSINESS MEETING
THEREOF ON THE 13th DAY OF NOVEMBER 2017.**

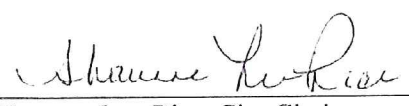
CITY OF MAPLE VALLEY

ORIGINAL



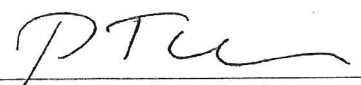
Sean P. Kelly, Mayor

ATTEST/AUTHENTICATED:



Shaunna Lee-Rice, City Clerk

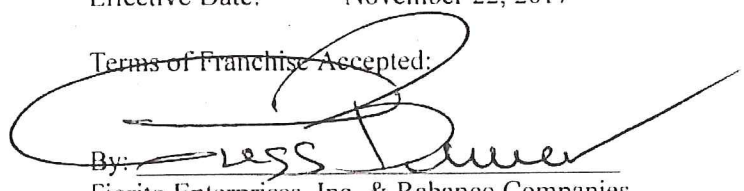
Approved as to form:



Patricia Taraday, City Attorney

Date of Publication: November 17, 2017
Effective Date: November 22, 2017

~~Terms of Franchise Accepted:~~



By: Jess Turner
Fiorito Enterprises, Inc. & Rabanco Companies
d/b/a Kent-Meridian Disposal Company

Its: Vice President

Date: July 13, 2018

Deyerin
Annexation
Ord -
O-17-628

ORIGINAL

CITY OF MAPLE VALLEY, WASHINGTON

ORDINANCE NO. O-17-628

AN ORDINANCE OF THE CITY OF MAPLE VALLEY, WASHINGTON, ANNEXING THE APPROXIMATELY 2.5 ACRE PROPERTY COMMONLY KNOWN AS THE DEYERIN PROPERTY, PROVIDING FOR TAXATION AND ZONING OF THE SAME, ESTABLISHING AN EFFECTIVE DATE AND PROVIDING FOR SEVERABILITY.

WHEREAS, on February 14, 2017, a Notice of Intent was filed with the City of Maple Valley requesting annexation of approximately 2.5 acres of undeveloped unincorporated King County known as the Deyerin; and

WHEREAS, the proposed annexation area is contiguous to and generally located west of City limits and west Witte Rd on SE 251st St.; and

WHEREAS, the Notice of Intent was signed by owners of the property representing 100% percent of the assessed value of the annexation area; and

WHEREAS, the City Council of the City of Maple Valley held a public hearing on June 12, 2017 to accept public comment regarding the merits of the proposed annexation; and

WHEREAS, resolution R-17-1146 was approved by City Council declaring the City's intent to annex and instructed staff to file with the Boundary Review Board; and

WHEREAS, on October 20, 2017 The Washington State Boundary Review Board For King County notified the City that the filed notice of intent to annex was considered complete;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MAPLE VALLEY WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Annexation. That certain real property known as the Deyerin Property, depicted on the legal description, attached hereto as Exhibit A, and map, attached hereto as Exhibit B, both of which exhibits are incorporated herein by this reference as if fully set forth is hereby annexed to, and made part of, the City of Maple Valley.

Section 2. Assumption of City Indebtedness. Pursuant to the terms of the annexation petition, all property within the Deyerin Property Annexation Area shall be assessed and taxed at the same rate and on the same basis as other property within the City, including assessments for taxes and payment of any bonds issued or debts contracted prior to or existing as of the effective date of annexation.

ORIGINAL

Section 3. Zoning. Zoning shall hereby be designated R-4 in accordance with the petition and the Maple Valley Comprehensive Plan.


Section 4. Certification of Ordinance to King County. Pursuant to RCW 35A.14.140, upon passage, the City Clerk is directed to file a certified copy of this Ordinance with the King County Council.

Section 5. Contemporaneous Updates. The City's Comprehensive Plan and Official Zoning Map are hereby amended to conform to the annexation approved in this ordinance.

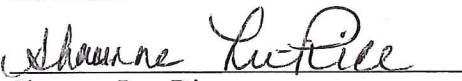
Section 6. Effective Date. This Ordinance shall take effect and be in full force five days after date of publication.

Section 7. Severability. Should any section, paragraph, sentence, clause or phrase of this Ordinance, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this Ordinance be preempted by state or federal law or regulation, such decision or preemption shall not affect the validity of the remaining portions of this Ordinance or its application to other persons or circumstances.

ADOPTED by the City Council of the City of Maple Valley at its Regular Meeting on November 13, 2017


Sean P. Kelly, Mayor

ATTEST:


Shauna Lee-Rice
City Clerk

Approved as to form:


Patricia Taraday, City Attorney

Date of Publication:

Effective Date:

EXHIBIT "A"

LEGAL DESCRIPTION

UGA AREA

THAT PORTION OF THE WEST 660 FEET OF THE SOUTH 330 FEET OF THE NORTHEAST 1/4 OF THE SOUTHWEST 1/4 OF SECTION 21, TOWNSHIP 22 NORTH, RANGE 6 EAST, W.M. IN KING COUNTY, WASHINGTON LYING EAST AND SOUTH OF THE FOLLOWING DESCRIBED LINE: COMMENCING AT THE SOUTHWEST CORNER OF THE ABOVE DESCRIBED PARCEL, THENCE N87°32'29"W ALONG THE SOUTH LINE OF THE NORTHEAST 1/4 OF THE SOUTHWEST 1/4 OF SAID SECTION 21, 488.00 FEET TO THE POINT OF BEGINNING OF THE LINE HERETO DESCRIBED; THENCE N40°25'02"E ALONG A LINE ESTABLISHED BY KING COUNTY BOUNDARY LINE ADJUSTMENT NO. , RECORDING NO. , AS THE ZONING BOUNDARY BETWEEN ZONE R4 (TO THE EAST) AND R4S (TO THE WEST), A DISTANCE OF 362.43 FEET, TO THE CENTERLINE OF AN EXISTING CREEK; THENCE RUN THE FOLLOWING COURSES AND DISTANCES ALONG SAID CREEK CENTERLINE: S85°03'30"E 23.01 FEET; S67°26'22"E 83.64 FEET; N80°55'21"E 92.84 FEET; S88°32'53"E 16.47 FEET; N65°04'21"E 27.63 FEET; S82°54'35"E 21.15 FEET; N69°21'26"E 5.95 FEET TO THE EAST LINE OF THE WEST 660 FEET OF THE NORTHEAST 1/4 OF THE SOUTHWEST 1/4 OF SAID SECTION 21 AND TO A POINT OF TERMINUS.

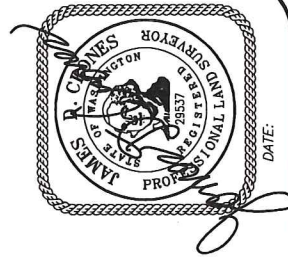


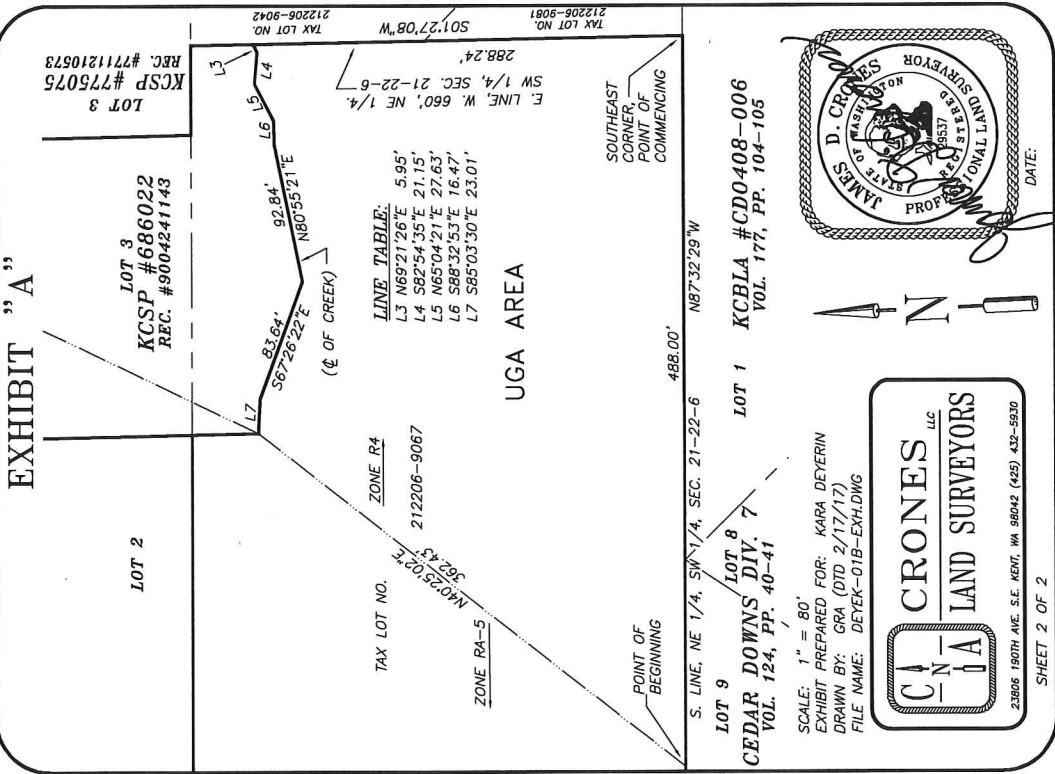
EXHIBIT PREPARED FOR: KARA DEYERIN
 DRAWN BY: GRA (DTD 2/17/17)
 FILE NAME: DEYEK-01B-EXH.DWG



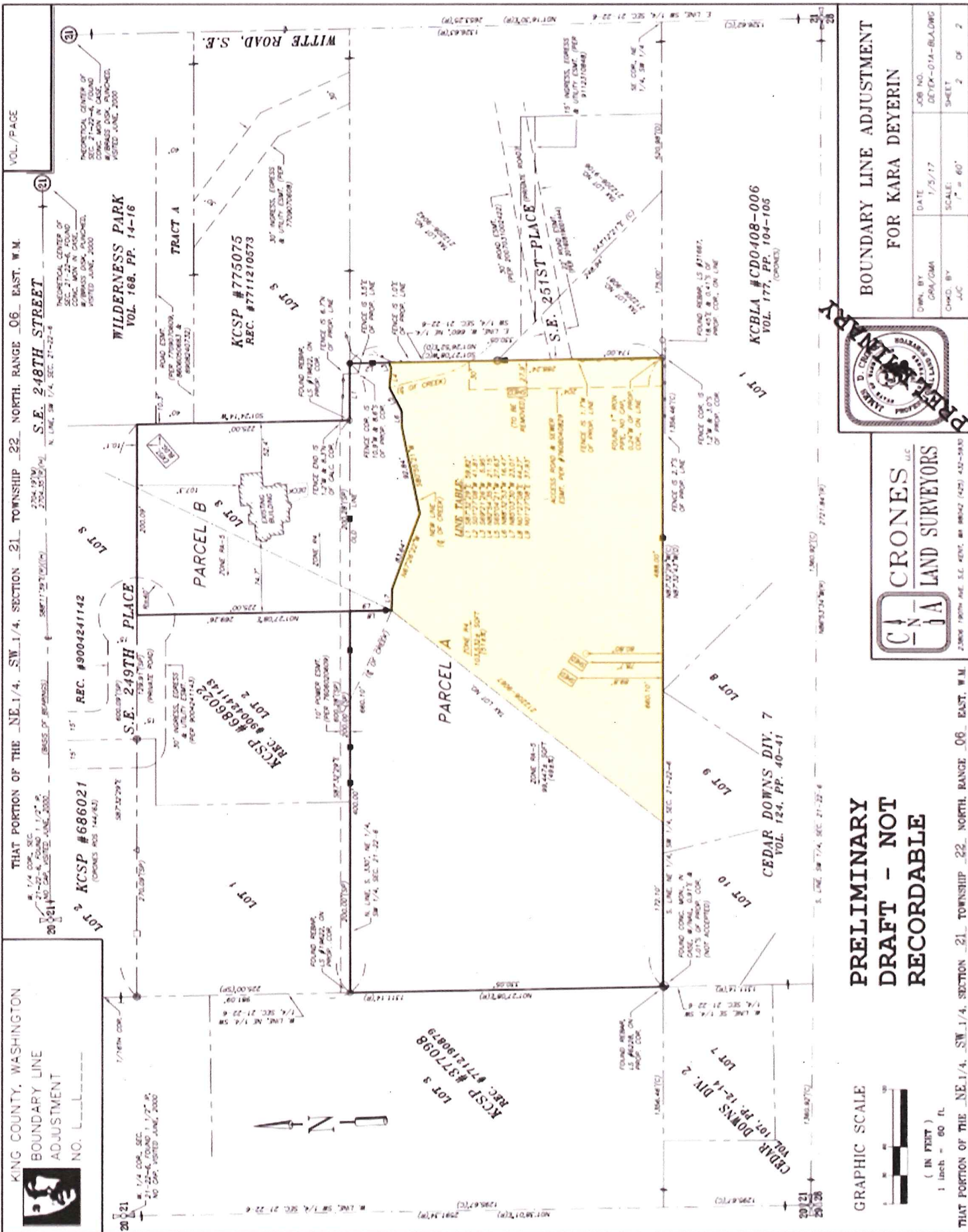
23806 190TH AVE. S.E. KENT, WA 98042 (425) 432-5930

SHEET 1 OF 2

DATE:



Annexation Area Map – Exhibit B



CRONES
LAND SURVEYORS LLC

**PRELIMINARY
DRAFT - NOT
RECORDABLE**

GRAPHIC SCALE
1 inch = 60 ft.
(IN FEET)

BOUNDARY LINE ADJUSTMENT FOR KARA DEYERIN	
DATE	1/3/17
CHKD. BY	JAC
JOB NO.	DEYER-01A-BLADWG
SHEET	2 OF 2