AN ORDINANCE OF THE CITY OF SAMMAMISH, WASHINGTON, GRANTING A FRANCHISE TO TCI CABLEVISION FOR OPERATION OF PUBLIC SERVICE BUSINESSES IN THE CITY OF SAMMAMISH; PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE

WHEREAS, the City of Sammamish will incorporate on August 31, 1999; and

WHEREAS, RCW 35.02.160 provides that any franchise or permit therefore granted to any person, firm or corporation by the State or County is automatically canceled upon incorporation, but that the City must grant such businesses a franchise to continue for a term of not less than the remaining term of the original franchise or permit or seven years, whichever is the shorter; and

WHEREAS, a franchise has been granted by King County to TCI Cable; and

WHEREAS, the City of Sammamish intends to allow TCI Cable to continue operation under the same terms and conditions as the preexisting franchise between TCI Cable and King County for the remaining term of the original franchise or seven years, whichever is the shorter period;

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

Section 1. TCI Cablevision Franchise Extended. The City of Sammamish hereby grants to TCI Cablevision a franchise under the same terms and conditions as set forth in Franchise No. 12132 previously issued by King County. This franchise shall expire on August 31, 2004.

Section 2. 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 pre-empted by state or federal law or regulation, such decision or pre-emption shall not affect the validity of the remaining portions of this Ordinance or its application to other persons or circumstances.

Section 3. Effective Date. A summary of this Ordinance consisting of its title shall be published in the official newspaper of the City. This Ordinance shall take effect and be in full force on August 31, 1999.
ADOPTED BY THE CITY COUNCIL AT A REGULAR MEETING THEREOF ON THE 7 DAY OF JUNE, 1999.

CITY OF SAMMAMISH

[Signature]
Mayor Phil Dyer

ATTEST/AUTHENTICATED:

[Signature]
Ruth Muller, Interim City Clerk

Approved as to form:

[Signature]
Bruce L. Disend, City Attorney

Filed with the City Clerk: June 4, 1999
Passed by the City Council: June 9, 1999
Ordinance No. 99-09
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