

Ordinance No. 118540

Council Bill No. 111673

AN ORDINANCE relating to the Seattle City Light Department; amending Seattle Municipal Code Section 21.49.065 to prescribe Pole Rental Rates.

OK

The City of Seattle
~~Law Department~~
Council Bill/Ordinance

INDEXED



3-27-97

UDM

CF No. _____

Date Introduced:	MAR 24 1997	
Date 1st Referred:	To: (committee)	UTILITIES & ENVIRONMENTAL MANAGEMENT COMMITTEE
Date Re - Referred:	To: (committee)	
Date Re - Referred:	To: (committee)	
Date of Final Passage:	Full Council Vote: 9-0	
Date Presented to Mayor:	Date Approved: APR - 1 1997	
Date Returned to City Clerk:	Date Published:	T.O. P.T. <input checked="" type="checkbox"/>
Date Vetoed by Mayor:	Date Veto Published:	
Date Passed Over Veto:	Vote Sustained:	

This file is complete and ready

Law Dept. Review

R

The City of Seattle - Legislative Department

Council Bill/Ordinance sponsored by: _____

PAGELER
Councilmember

Committee Action:

3-27-97 WMC do pass 2-0

This file is complete and ready for presentation to Full Council. Committee: _____

(Initial/Date)



Law Dept. Review

OMP
Review

City Clerk
Review

Electronic
Copy Loaded

Indexed

ORDINANCE 118540

AN ORDINANCE relating to the Seattle City Light Department; amending Seattle Municipal Code Section 21.49.065 to prescribe Pole Rental Rates.

WHEREAS, Seattle Municipal Code Chapter 21.49, ordinance 110733 (adopted August 23, 1982) established rates for Seattle City Light and has been amended by Ordinances 110829, 110919, 111104, 111243, 111615, 112441, 112637, 112738, 113636, 114459, 114835, 115951, 116291, 116619, 117115, 117490, 118279, and 118475; and

WHEREAS, Seattle City Light's existing pole attachment rates were adopted in Ordinance 117490, passed by the City Council January 30, 1995 and signed by the Mayor, January 31, 1995; and

WHEREAS, the City Council, in Resolution 29525 (adopted January 27, 1997), declared its intent to approve a pole attachment rate to be effective May 1, 1997; NOW THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Seattle Municipal Code Section 21.49.065 is amended to read as follows:

Section 21.49.065. DUCT, VAULT AND POLE RENTAL RATES

A. General Rental Provisions. Rental rates shall be charged on an annual basis based on the installations and attachments existing as of January 1 of each year. The full annual rental rate shall be charged for the year in which an installation or attachment is made, regardless of what point in the year use of City Light facilities commences.

Each lessee shall submit annually to City Light an inventory listing the amount of duct and vault space and the number of poles used, together with the location of all ducts, vaults and poles used. This inventory shall be effective as of January 1 of each year and submitted to City Light no later than February 1 of each year. Rental charges shall be due within thirty days of invoice by City Light.

Any installations or attachments not identified in the lessee's inventory shall be charged at three times the rental rates set forth below. In addition, in the event the lessee fails to submit an annual inventory, the lessee shall also reimburse City Light for all costs associated with performing an inventory of lessee's use of City Light facilities.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24

RATES EFFECTIVE MAY 1, 1997:

Pole Attachment Rental:

~~\$14.66~~-\$12.85 per pole per year for poles owned solely by the Department City Light

~~\$7.33~~-\$6.42 per pole per year for poles owned jointly by the Department City Light and one other party U.S. West

~~\$4.88~~-\$4.28 per pole per year for poles owned jointly by the Department and two other parties City Light, U.S. West and Metro

RATES EFFECTIVE MARCH 1, 1998:

\$13.24 per pole per year for poles owned solely by the Department

\$6.62 per pole per year for poles owned jointly by the Department and one other party

\$4.41 per pole per year for poles owned jointly by the Department and two other parties

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24

EFFECTIVE DATE

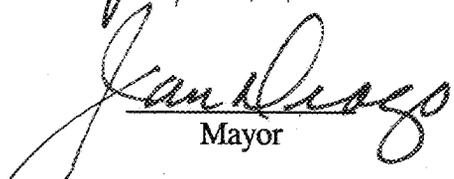
This ordinance shall take effect and be in force on May 1, 1997, or thirty (30) days from and after its approval by the Mayor, whichever is later, but if not approved and returned by the Mayor within ten (10) days after presentation, it shall take effect as provided by Municipal Code Section 1.04.020.

Passed by the City Council the 31 day of MAY 1997, and signed by me in open session in authentication of its passage this 31 day of MARCH, 1997



President of the City Council

Approved by me this 1 day of April, 97



Mayor

Filed by me this 2 day of April, 1997



City Clerk

Seattle City Light



Gary Zarker, Superintendent
Norman B. Rice, Mayor

March 13, 1997

The Honorable Jan Drago, President
Seattle City Council
600 Fourth Avenue
11th Floor, Municipal Building
Seattle, WA 98104-1873

via: Tom Tierney, Director
Office of Management and Planning

Dear Councilmember Drago:

Ordinance to Prescribe Pole Rental Rates

Enclosed is an ordinance to amend the Rate Ordinance to prescribe Pole Rental Rates. On January 27, 1997, the City Council adopted Ordinance 118475 to establish new electric rates for Seattle City Light. At the same time, the City Council adopted Resolution 29525, which declared the Council's intent to adopt Pole Rental Rates in March to be effective May 1, 1997. Resolution 29525 provided for the Utilities and Environmental Management Committee, in consultation with the Executive, to establish a ramp-up schedule to the Executive's proposal. City Light staff has provided the Committee with several ramp-up schedules; the Committee will decide which to recommend to the full Council. The enclosed Ordinance does not include the rates to be adopted; they will be provided by the Committee.

For questions regarding this proposed ordinance, please call Jane Soder at 684-3575.

Sincerely,

Gary Zarker
Superintendent

js

The Honorable Jan Drago, President
March 13, 1997
Page 2

Enclosure

cc: w/enclosure
Mayor Norman B. Rice
Yazmin Mehdi, OMP

bcc: Zarker
Ritch
McGovern
Everson
Soder

97-059

City of Seattle

Executive Department—Office of Management and Planning

Thomas M. Tierney, Director
Norman B. Rice, Mayor

March 13, 1997

The Honorable Mark Sidran
City Attorney
City of Seattle

*OK [Signature]
(When new rates
are added)*



COPY RECEIVED
97 MAR 13 PM 2:41
SEATTLE CITY ATTORNEY

Dear Mr. Sidran:

The Mayor is proposing to the City Council that the enclosed legislation be adopted.

REQUESTING
DEPARTMENT: City Light

SUBJECT: AN ORDINANCE relating to the Seattle City Light Department;
amending Seattle Municipal Code Section 21.49.065 to prescribe Pole
Rental Rates.

Pursuant to the City Council's S.O.P. 100-014, the Executive Department is forwarding this request for legislation to your office for review and drafting.

After reviewing this request and any necessary redrafting of the enclosed legislation, return the legislation to OMP. Any specific questions regarding the legislation can be directed to Yazmin Mehdi at 684-8088.

Sincerely,

Norman B. Rice
Mayor

by

Yazmin Mehdi

for TOM TIERNEY
Director
h:\admin\legis\law\trs\mehdi33

Enclosure

ORDINANCE _____

AN ORDINANCE relating to the Seattle City Light Department; amending Seattle Municipal Code Section 21.49.065 to prescribe Pole Rental Rates.

WHEREAS, Seattle Municipal Code Chapter 21.49, ordinance 110733 (adopted August 23, 1982) established rates for Seattle City Light and has been amended by Ordinances 110829, 110919, 111104, 111243, 111615, 112441, 112637, 112738, 113636, 114459, 114835, 115951, 116291, 116619, 117115, 117490, 118279, and 118475; and

WHEREAS, Seattle City Light's existing pole attachment rates were adopted in Ordinance 117490, passed by the City Council January 30, 1995 and signed by the Mayor, January 31, 1995; and

WHEREAS, the City Council, in Resolution 29525 (adopted January 27, 1997), declared its intent to approve a pole attachment rate to be effective May 1, 1997; NOW THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Seattle Municipal Code Section 21.49.065 is amended to read as follows:

Section 21.49.065. DUCT, VAULT AND POLE RENTAL RATES

A. General Rental Provisions. Rental rates shall be charged on an annual basis based on the installations and attachments existing as of January 1 of each year. The full annual rental rate shall be charged for the year in which an installation or attachment is made, regardless of what point in the year use of City Light facilities commences.

Each lessee shall submit annually to City Light an inventory listing the amount of duct and vault space and the number of poles used, together with the location of all ducts, vaults and poles used. This inventory shall be effective as of January 1 of each year and submitted to City Light no later than February 1 of each year. Rental charges shall be due within thirty days of invoice by City Light.

Any installations or attachments not identified in the lessee's inventory shall be charged at three times the rental rates set forth below. In addition, in the event the lessee fails to submit an annual inventory, the lessee shall also reimburse City Light for all costs associated with performing an inventory of lessee's use of City Light facilities.

1 **RATES EFFECTIVE MARCH 1, 1997:**

2 Duct Rental:

3 \$4.08 per duct-foot per year

4 When a customer installs an innerduct in a rented duct, the rental rate shall be:

5 \$4.08 per innerduct-foot per year

6 Vacant innerducts shall be available to the Department for rental to other parties.

7 Vault Rental:

8 \$12.38 per square foot of wall space per year

9 \$4.08 per square foot of ceiling space per year

10
11 **RATES EFFECTIVE MARCH 1, 1998:**

12 Duct Rental

13 \$4.24 per duct-foot per year

14 When a customer installs an innerduct in a rented duct, the rental rate shall be:

15 \$4.24 per innerduct-foot per year

16 Vacant innerducts shall be available to the Department for rental to other parties.

17 Vault Rental

18 \$13.55 per square foot of wall space per year

19 \$4.24 per square foot of ceiling space per year

20 Wall space and ceiling space include clearance required by the Safety Standards for Electrical
21 Construction, WAC 296-44.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24

RATES EFFECTIVE MAY 1, 1997:

Pole Attachment Rental:

~~\$14.66~~ _____ per pole per year for poles owned solely by the Department City Light

~~\$7.33~~ _____ per pole per year for poles owned jointly by the Department City Light and one other party U.S. West

~~\$4.88~~ _____ per pole per year for poles owned jointly by the Department and two other parties City Light, U.S. West and Metro

RATES EFFECTIVE MARCH 1, 1998:

_____ per pole per year for poles owned solely by the Department

_____ per pole per year for poles owned jointly by the Department and one other party

_____ per pole per year for poles owned jointly by the Department and two other parties

TIME AND DATE STAMP

SPONSORSHIP

THE ATTACHED DOCUMENT IS SPONSORED FOR FILING WITH THE CITY COUNCIL BY THE MEMBER(S) OF THE CITY COUNCIL WHOSE SIGNATURE(S) ARE SHOWN BELOW:

Margaret Pugh

_____	_____
_____	_____
_____	_____
_____	_____

FOR CITY COUNCIL PRESIDENT USE ONLY

COMMITTEE(S) REFERRED TO: _____

PRESIDENT'S SIGNATURE

STATE OF WASHINGTON - KING COUNTY

79217
City of Seattle, City Clerk

—ss.

No. ORDINANCE IN

Affidavit of Publication

The undersigned, on oath states that he is an authorized representative of The Daily Journal of Commerce, a daily newspaper, which newspaper is a legal newspaper of general circulation and it is now and has been for more than six months prior to the date of publication hereinafter referred to, published in the English language continuously as a daily newspaper in Seattle, King County, Washington, and it is now and during all of said time was printed in an office maintained at the aforesaid place of publication of this newspaper. The Daily Journal of Commerce was on the 12th day of June, 1941, approved as a legal newspaper by the Superior Court of King County.

The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

CT:ORD 118640

was published on

04/10/87

The amount of the fee charged for the foregoing publication is the sum of \$ _____, which amount has been paid in full.

R. Patterson

Subscribed and sworn to before me on

04/10/87

M. Alvarez

Notary Public for the State of Washington,
residing in Seattle

Duct Rental

\$4.24 per duct-foot per year

When a customer installs an innerduct in a rented duct, the rental rate shall be:

\$4.24 per innerduct-foot per year

Vacant innerducts shall be available to the Department for rental to other parties.

Vault Rental

\$13.55 per square foot of wall space per year

\$4.24 per square foot of ceiling space per year

Wall space and ceiling space include clearance required by the Safety Standards for Electrical Construction, WAC 296-44

RATES EFFECTIVE MAY 1, 1997:

Pole Attachment Rental:

\$14.66 \$12.85 per pole per year for poles owned solely by the Department City-Light

\$2.22 \$2.42 per pole per year for poles owned jointly by the Department City-Light and one other party U.S.-West

\$4.88 \$4.28 per pole per year for poles owned jointly by the Department and two other parties City-Light, U.S.-West and Metro

RATES EFFECTIVE MARCH 1, 1998:

\$13.74 per pole per year for poles owned solely by the Department

\$6.62 per pole per year for poles owned jointly by the Department and one other party

\$4.41 per pole per year for poles owned jointly by the Department and two other parties

EFFECTIVE DATE

This ordinance shall take effect and be in force on May 1, 1997, or thirty (30) days from and after its approval by the Mayor, whichever is later, but if not approved and returned by the Mayor within ten (10) days after presentation, it shall take effect as provided by Municipal Code Section 1.04.020.

Passed by the City Council the 31st day of March, 1997, and signed by me in open session in authentication of its passage this 31st day of March, 1997.

JAN DRAGO,
President of the City Council.
Approved by me this 1st day of April, 1997.

JAN DRAGO,
Mayor pro tem.
Filed by me this 2nd day of April, 1997.

(Seal) JUDITH E. PIPPIN,
City Clerk.
Publication ordered by JUDITH PIPPIN, City Clerk.
Date of official publication in Daily Journal of Commerce, Seattle, April 10, 1997.
4/10/97(217)

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49
50
51
52
53
54
55
56
57
58
59
60
61
62
63
64
65
66
67
68
69
70
71
72
73
74
75
76
77
78
79
80
81
82
83
84
85
86
87
88
89
90
91
92
93
94
95
96
97
98
99
100