

**LAKEHAVEN UTILITY DISTRICT
King County, Washington**

Resolution No. 96-808

A **RESOLUTION** of the Board of Commissioners of the Lakehaven Utility District, King County, Washington, establishing a street lighting system for the area within the District described below and setting an effective day for a the provision of street lighting services.

WHEREAS, Districts are authorized by R.C.W. 57.08.060 and 56.08.075 to provide street lighting services for residents within the boundaries of the District, and

WHEREAS, on July 18, 1996, the Board of Commissioners of the Lakehaven Utility District, King County, Washington duly adopted Resolution No. 96-806, setting forth the proposed establishment of a street lighting system to serve the area described as Woodmont Place, and

WHEREAS, notice was duly published that a public hearing on the issue of street lighting in the aforesaid area would be held at 8:00 p.m. on the 22nd day of August, 1996, at 31531 1st Avenue South, Federal Way, Washington, and

WHEREAS, said hearing was duly and regularly held at the aforesaid time and place before the Board, and the Board of Commissioners of said District heard all persons desiring to be heard on the matters regarding the street lighting, and

WHEREAS, it appears that street lighting in the area should be provided,

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Lakehaven Utility District, King County, Washington, as follows:

SECTION 1: That street lighting for the realty described as follows:

Lots A and B of King County Boundary Line Adjustment No. S9OMOO65R, as recorded under Auditor's File No. 9312030564, records of King County, Washington; and Lots 1 through 4, inclusive, King County Short Plat No. S9OSO136, as recorded under Auditor's File No. 9412219002, records of King County, Washington; and Lots 1 through 3, inclusive, King County Short Plat No. S9OSO137, as recorded under Auditor's File No. 9412219003, records of King County, Washington

is hereby ordered to be provided by the District, subject to Sections 2 - 5.

SECTION 2: That property owners served by said street lighting will pay to the District upon the effective date of the provision and thereafter the sum of \$2.00 per month for the operation and maintenance of street lights, or such other sum as shall from time to time be determined by the Board of Commissioners.

SECTION 3: The effective date for provision of service shall be September 21, 1996, subject to the filing, prior thereto, of a petition in opposition to the street lighting system established herein by at least forty percent (40%) of voters registered in the area to be served by the system.

SECTION 4: In addition to the filing period referenced in Section 3 above, service shall be subject to the submission of a written request for street light activation, signed by the property owners whose names appear on the petition, which shall be provided not less than thirty (30) days prior to actual activation. Unless waived by the District for good cause, all street lights within the system shall be activated simultaneously.

SECTION 5: In accordance with R.C.W. 57.08.060 and 56.08.075, the District

shall have the same powers of collection for delinquent street lighting charges as the District has for collection of delinquent water and sewer service charges.

ADOPTED by the Board of Commissioners of Federal Way Water and Sewer District, King County, Washington, at an open public meeting this 22nd day of August, 1996.

ATTEST:

Donald A. Miller Yea Nay Abstain
President and
Commissioner

Dale A. Cap Yea Nay Abstain
Secretary and
Commissioner

Dee Mayer Yea Nay Abstain
Vice President and
Commissioner

NOT PRESENT

Commissioner Yea Nay Abstain

Approved as to form:

Mark A. Miller Yea Nay Abstain
Commissioner

H. H. Pichro
General Counsel

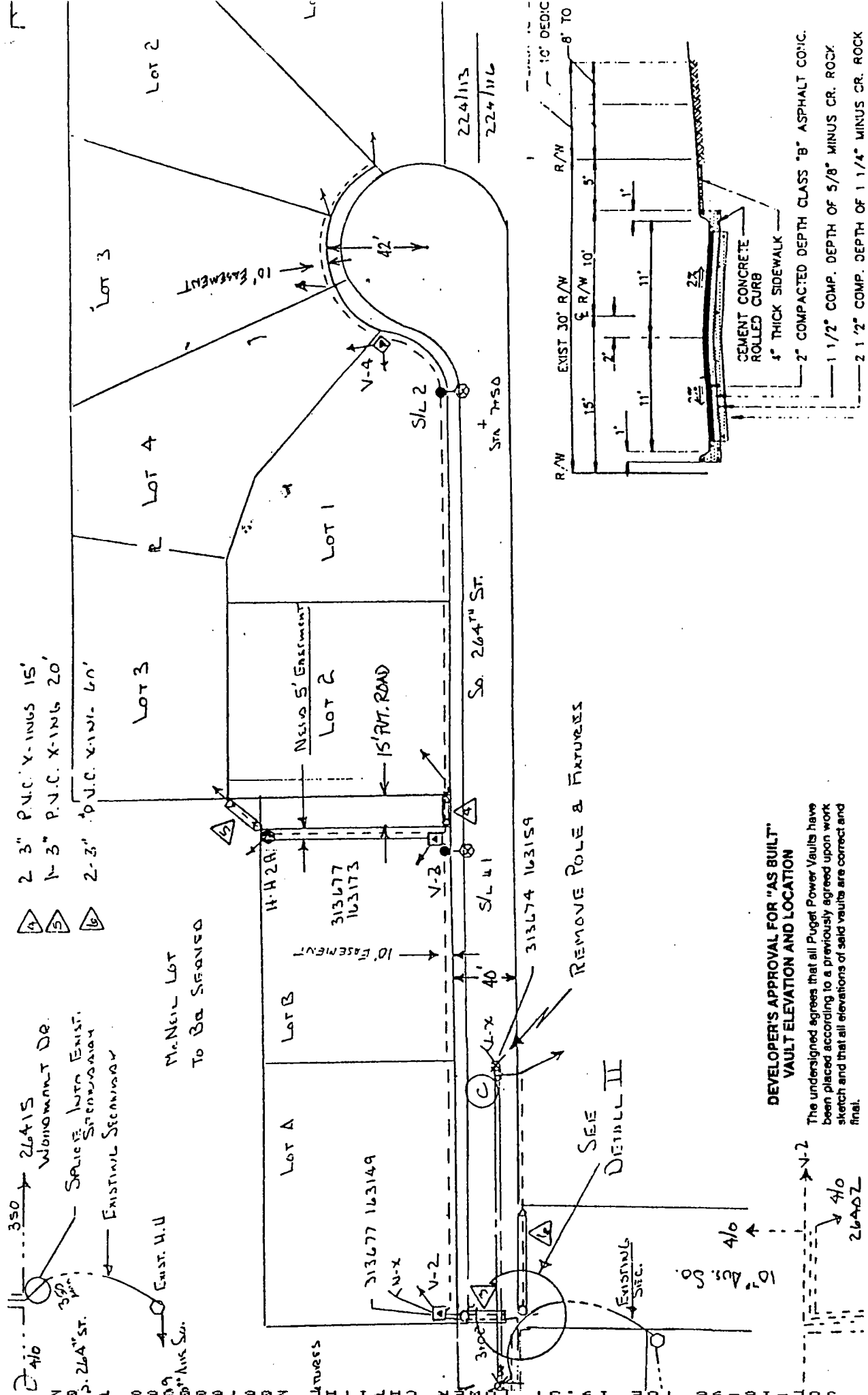
EXHIBIT "A"

LEGAL DESCRIPTIONS FOR WOODMONT PLACE

Lots 'A' and 'B' of King County Boundary Line Adjustment No. S90M0065R, as recorded under Auditor's File No. 9312030564, records of King County, Washington; and

Lots 1 through 4, inclusive, King County Short Plat No. S90S0136, as recorded under Auditor's File No. 9412219002, records of King County, Washington; and

Lots 1 through 3, inclusive, King County Short Plat No. S90S0137, as recorded under Auditor's File No. 9412219003, records of King County, Washington.



DEVELOPER'S APPROVAL FOR "AS BUILT" VAULT ELEVATION AND LOCATION

The undersigned agrees that all Puget Power Vaults have been placed according to a previously agreed upon work sketch and that all elevations of said vaults are correct and final.

4/0
 2640Z

PETITION for STREET LIGHTING SERVICE

TO

LAKEHAVEN UTILITY DISTRICT

King County, Washington

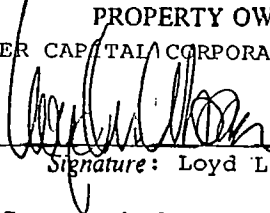
TO: Board of Commissioners
Lakehaven Utility District
King County, Washington

Woodmont Place

THE UNDERSIGNED, who constitute not less than sixty percent (60%) of the owners of the area of land for which street lighting service is petitioned, respectfully petition that the property described on Exhibit "A" attached hereto, be provided street lighting service by Lakehaven Utility District, King County, Washington.

We understand that in the standard street light system configuration, where one street light is installed to serve six lots, a monthly service charge of \$2.00 per lot or such sum as the Board of Commissioners may determine is reasonable for the service provided, pursuant to inflationary increases and/or rate increases from Puget Sound Power and Light Company, shall be levied upon formation of the street lighting system and expiration of the 30 day period for filing appeals, which appeals must be filed with the Board by no less than 40% of the voters registered in the area to be served. In circumstances where the street lights serve more, or less, than six lots, then the amount of the monthly charge shall be adjusted such that the District receives the equivalent \$12.00 cost, or such other sum as the Board shall establish, from the properties served thereby. The appeal period commences upon the Board of Commissioners' approval of the street lighting system. Multiples of the monthly sum may be charged when less than six (6) lots are paying for a street light. Said monthly service charge shall be collectable by Lakehaven Utility District in the same manner as water service charges, i.e., lawsuit, termination of service, lien and foreclosure.

Based on the number of lots for the above mentioned development, the individual charge per lot shall be \$2.68 per month.

PROPERTY OWNER	LEGAL DESCRIPTION
TOWER CAPITAL CORPORATION, INC.	
By:  President Signature: Loyd L. Wade	<u>Woodmont Place</u>
<u>Tower Capital Corp</u> Name (Print or Type)	<u>Lots A & B</u>
<u>Signature</u>	<u>Lots 1, 2, & 3 of S/P 9050137</u>
<u>Name (Print or Type)</u>	<u>Lots 1, 2, 3, & 4 of S/P 90-50136</u>
<u>Signature</u>	
<u>Name (Print or Type)</u>	
<u>Signature</u>	
<u>Name (Print or Type)</u>	