

SUMMARY and FISCAL NOTE*

Department:	Contact Person/Phone:	Executive Contact/Phone:
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1. BILL SUMMARY

Legislation Title:

AN ORDINANCE granting Qwest Corporation, d.b.a. CenturyLink QC, permission to maintain and operate an at-grade fiber hut on the north side of Northwest 105th Street, east of 8th Avenue Northwest, and north of Alderbrook Place Northwest, for a ten-year term, renewable for two successive ten-year terms; specifying the conditions under which this permit is granted; providing for the acceptance of the permit and conditions; and ratifying and confirming certain prior acts.

Summary and background of the Legislation:

This legislation will allow Qwest Corporation to continue maintaining and operating an at-grade fiber hut in the right-of-way at the north side of Northwest 105th Street, east of 8th Avenue Northwest, and north of Alderbrook Place Northwest. An area map is attached for reference.

By Ordinance 111820 the City granted permission to Pacific Northwest Bell Telephone Company to construct, maintain, and operate a fiber hut in the right-of-way at the north side of Northwest 105th Street, east of 8th Avenue Northwest, and north of Alderbrook Place Northwest, for a ten-year term, renewable for two successive ten-year terms. Pacific Northwest Bell Telephone Company changed its corporate name to U.S. West Communications, and Qwest Corporation acquired U.S. West Communications. The permission granted by Ordinance 111820 was renewed for two successive ten-year terms and the permission ended on September 7, 2014. This ordinance renews the fiber hut permit for a term of ten years commencing from the expiration of the last term permit on September 8, 2014. The legislation specifies the conditions under which authorization is granted and provides for acceptance of the permit and conditions.

Qwest Corporation is to pay the City of Seattle an annual fee of \$202.09 commencing from the last paid annual invoice, September 7, 2014, and annually thereafter. Adjustments to the annual fee may be made every year and if so made shall be calculated in accordance with a term permit fee schedule adopted by City Council by Ordinance 123485. An Annual Fee Assessment Summary is attached for reference.

2. CAPITAL IMPROVEMENT PROGRAM

_____ **This legislation creates, funds, or amends a CIP Project.**

3. SUMMARY OF FINANCIAL IMPLICATIONS

This legislation has direct financial implications.

Budget program(s) affected:				
Estimated \$ Appropriation change:	General Fund \$		Other \$	
	2016	2017	2016	2017
Estimated \$ Revenue change:	Revenue to General Fund		Revenue to Other Funds	
	2016	2017	2016	2017
			\$853.44	TBD
Positions affected:	No. of Positions		Total FTE Change	
	2016	2017	2016	2017
Other departments affected:				

*This reflects the 2014 annual fee of \$202.09, the 2015 annual fee of \$308.55, and the 2016 annual fee of \$342.80.

3.a. Appropriations

This legislation adds, changes, or deletes appropriations.

3.b. Revenues/Reimbursements

This legislation adds, changes, or deletes revenues or reimbursements.

Anticipated Revenue/Reimbursement Resulting from this Legislation:

Fund Name and Number	Dept	Revenue Source	2016 Revenue	2017 Estimated Revenue
Transportation Operating Fund	Seattle Department of Transportation	Annual Fee	2014 fee - \$202.09 2015 fee - \$308.55 2016 fee - \$342.80	TBD
TOTAL			\$853.44	TBD

Revenue/Reimbursement Notes: The 2014 fee is \$202.09 and is based on 2014 King County assessed land values. The 2015 fee is \$308.55 and is based on 2015 King County assessed land values. The 2016 fee is \$342.80 and is based on 2016 King County assessed land values. The 2017 fee will be based on 2017 King County assessed land values.

3.c. Positions

This legislation adds, changes, or deletes positions.

4. OTHER IMPLICATIONS

- a) **Does the legislation have indirect or long-term financial impacts to the City of Seattle that are not reflected in the above?**

No.

- b) **Is there financial cost or other impacts of not implementing the legislation?**

If the legislation is not enacted by the City Council, then the City of Seattle will not receive the 2014 annual fee of \$202.09, the 2015 annual fee of \$308.55, and the 2016 fee of \$342.80. As previously stated, the City of Seattle has the option to adjust the annual fee amount on an annual basis.

- c) **Does this legislation affect any departments besides the originating department?**

No.

- d) **Is a public hearing required for this legislation?**

No.

- e) **Does this legislation require landlords or sellers of real property to provide information regarding the property to a buyer or tenant?**

No.

- f) **Is publication of notice with *The Daily Journal of Commerce* and/or *The Seattle Times* required for this legislation?**

No.

- g) **Does this legislation affect a piece of property?**

No.

- h) **Please describe any perceived implication for the principles of the Race and Social Justice Initiative. Does this legislation impact vulnerable or historically disadvantaged communities?**

There are no perceived implications of the principles of the Race and Social Justice Initiative. This legislation does not impact vulnerable or historically disadvantaged communities.

- i) **If this legislation includes a new initiative or a major programmatic expansion: What are the long-term and measurable goals of the program? Please describe how this legislation would help achieve the program's desired goals.**

N/A

- j) **Other Issues: N/A**

List attachments/exhibits below:

Summary Attachment A – Qwest Fiber Hut Area Map

Summary Attachment B – Qwest Fiber Hut Annual Fee Assessment Summary