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RJM/

ORDINANCE NO. 3352

AN ORDINANCE OF THE CITY OF EDMONDS, WASHINGTON, EXTENDING THE DEADLINE FOR ACCEPTANCE OF THE TELECOMMUNICATIONS FRANCHISE GRANTED TO ADELPHIA BUSINESS SOLUTIONS OPERATIONS, INC. UNDER ORDINANCE NO. 3333, AND FIXING A TIME WHEN THE SAME SHALL BECOME EFFECTIVE.

WHEREAS, the City granted a telecommunications franchise to Adelphia Business Solutions Operations, Inc. (hereinafter "Adelphia") by way of Ordinance No. 3333 on November 21, 2000; and

WHEREAS, Section 31 of the aforementioned ordinance required that Adelphia tender a written acceptance of the terms and conditions of said franchise within sixty days of approval and that failure to so accept the franchise would constitute a rejection thereof resulting in all rights and privileges thereunder lapsing; and

WHEREAS, Adelphia intended to accept the franchise as provided in Section 31 of the franchise ordinance, but through inadvertence failed to do so; and

WHEREAS, Section 31 of the franchise ordinance provides that the City Council may extend the deadline for filing an acceptance thereof by ordinance and the City Council desires to grant an extension to Adelphia at this time, NOW, THEREFORE,

THE CITY COUNCIL OF THE CITY OF EDMONDS, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. The deadline for tendering a written acceptance of the franchise granted to Adelphia in Ordinance No. 3333 is hereby extended until May 15, 2001. Nothing contained herein shall affect the remaining portions of Ordinance No. 3333 and the remaining portions thereof shall continue in full force and effect upon Adelphia's written acceptance thereof.
Section 2. Effective Date. This ordinance, being an exercise of a power specifically delegated to the City legislative body, is not subject to referendum, and shall take effect five (5) days after passage and publication of an approved summary thereof consisting of the title.

APPROVED:

MAYOR, GARY HAAKENSON

ATTEST/AUTHENTICATED:

CITY CLERK, SANDRA S. CHASE

APPROVED AS TO FORM:

OFFICE OF THE CITY ATTORNEY:

BY _____

FILED WITH THE CITY CLERK: 03/16/2001

PASSED BY THE CITY COUNCIL: 03/20/2001

PUBLISHED: 03/30/2001

EFFECTIVE DATE: 04/04/2001

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SUMMARY OF ORDINANCE NO. 3352

of the City of Edmonds, Washington

On the 20th day of March, 2001, the City Council of the City of Edmonds, passed Ordinance No. 3352. A summary of the content of said ordinance, consisting of the title, provides as follows:

AN ORDINANCE OF THE CITY OF EDMONDS, WASHINGTON, EXTENDING THE DEADLINE FOR ACCEPTANCE OF THE TELECOMMUNICATIONS FRANCHISE GRANTED TO ADELPHIA BUSINESS SOLUTIONS OPERATIONS, INC. UNDER ORDINANCE NO. 3333, AND FIXING A TIME WHEN THE SAME SHALL BECOME EFFECTIVE.

The full text of this Ordinance will be mailed upon request.

DATED this 21st day of March, 2001.

CITY CLERK, SANDRA S. CHASE