

ORDINANCE NO. 26-1319

AN ORDINANCE OF THE CITY OF LAKE FOREST PARK WASHINGTON, GRANTING TO MCLEODUSA TELECOMMUNICATIONS SERVICES, LLC, ITS SUCCESSORS AND ASSIGNS, A NONEXCLUSIVE MASTER PERMIT, FOR FIVE YEARS, TO CONSTRUCT, MAINTAIN, OPERATE, REPLACE, AND REPAIR A TELECOMMUNICATION SYSTEM, IN, ACROSS, OVER, ALONG, UNDER, THROUGH, AND BELOW PUBLIC RIGHTS-OF-WAY OF THE CITY

WHEREAS, McLeodUSA Telecommunications Services, LLC, a limited liability company (the "Company"), owns and operates a telecommunications system; and

WHEREAS, the Company desires to obtain from the City of Lake Forest Park a Master Permit to allow the Company to install, operate, and maintain a telecommunications system in the public rights-of-way of the City; and

WHEREAS, the City Council has the authority to grant Master Permits for the use of its streets and other public properties pursuant to RCW 35A.47.040, RCW 35.99.020 and Chapter 5.26 of the Lake Forest Park Municipal Code (the "LFPMC").

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LAKE FOREST PARK, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. MASTER PERMIT GRANTED. The City Council hereby grants a Master Permit to McLeodUSA Telecommunications Services, LLC for a telecommunications system, with terms and conditions substantially as set forth in Exhibit A hereto. The initial term of the Master Permit shall be 5 (five) years commencing on the effective date of this Ordinance, after which time the Master Use Permit may be renewed or reinstated by ordinance of the City Council for a term determined by the City Council. This Master Permit is issued pursuant to Chapter 5.26 LFPMC, which is incorporated herein by reference. Further, the City Attorney is authorized to make non-substantive, administrative edits to the Master Permit.

Section 2. SEVERABILITY. If any section, sentence, clause, or phrase of this Ordinance should be held to be invalid or unconstitutional by a court, the validity or constitutionality of any other section, sentence, clause, or phrase of this Ordinance shall not be affected, unless the rights, privileges, duties, or obligations hereunder are materially altered, whereupon either party may request renegotiation of those remaining terms.

Section 3. CORRECTIONS. The City Clerk and the code reviser are authorized to make necessary corrections to this ordinance, including but not limited to the correction of scrivener's/clerical errors; references, ordinance numbering and section/subsection numbering and any reference thereto.

Section 4. 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 BY A MAJORITY the Lake Forest Park City Council this ____ day of _____ 2026.

APPROVED:

Tom French
Mayor

ATTEST/AUTHENTICATED:

Matt McLean
City Clerk

APPROVED AS TO FORM:

Kim Adams Pratt
City Attorney

Introduced: July 23, 2026
Adopted:
Posted:
Published:
Effective:

By signing below, McLeodUSA Telecommunications Services, LLC hereby agrees to the terms and conditions set forth in the Master Permit attached as Exhibit A hereto.

McLeodUSA Telecommunications Services, LLC

By: _____

Print: _____

Title: _____

Date: _____