

Countryman, Ryan

From: Tom McCormick <tommccormick@mac.com>
Sent: Thursday, August 17, 2017 6:24 PM
To: Countryman, Ryan
Cc: Olson, Erik
Subject: Fwd: Private contract bus service and RCW 35.58.250

Ryan,

I am aware that the County is currently reviewing whether the proposed Point Wells project satisfies transit compatibility requirements in DPW Rule 4227 and SCC 30.34A.085.

If the developer intends to use a private contract bus service in an attempt to satisfy transit compatibility, could you please ensure that the developer demonstrates its compliance with RCW 35.58.250, reproduced below. Also, please ask the developer to show compliance with any local transit regulations, or state-level regulations of service providers (WUTC perhaps?).

Thank you.

Tom McCormick

Begin forwarded message:

From: Tom McCormick <tommccormick@mac.com>
Subject: Private contract bus service and RCW 35.58.250
Date: December 8, 2015 at 8:37:41 AM PST
To: Ryan Countryman <ryan.countryman@snoco.org>
Cc: Gretchen Brunner <gbrunner@eaest.com>, Debbie Tarry <dtarry@shorelinewa.gov>, Eric Faison <eric@townofwoodway.com>

Ryan,

Could you please address in the DEIS the provisions contained in RCW 35.58.250 (Other local public passenger transportation service prohibited—Agreements—Purchase—Condemnation), as they may pertain to the private contract bus service that BSRE is apparently considering in an effort to meet the transit compatibility requirement of the County Code and DPW Rule 4227.

Thank you.

Tom McCormick

===

RCW 35.58.250
Other local public passenger transportation service prohibited—Agreements—Purchase—
Condemnation.

Except in accordance with an agreement made as provided herein, upon the effective date on which the metropolitan municipal corporation commences to perform the metropolitan transportation function, no person or private corporation shall operate a local public passenger transportation service within the metropolitan area with the exception of taxis, buses owned or operated by a school district or private school, and buses owned or operated by any corporation or organization solely for the purposes of the corporation or organization and for the use of which no fee or fare is charged.

An agreement may be entered into between the metropolitan municipal corporation and any person or corporation legally operating a local public passenger transportation service wholly within or partly within and partly without the metropolitan area and on said effective date under which such person or corporation may continue to operate such service or any part thereof for such time and upon such terms and conditions as provided in such agreement. Where any such local public passenger transportation service will be required to cease to operate within the metropolitan area, the commission may agree with the owner of such service to purchase the assets used in providing such service, or if no agreement can be reached, the commission shall condemn such assets in the manner provided herein for the condemnation of other properties.

Wherever a privately owned public carrier operates wholly or partly within a metropolitan municipal corporation, the Washington utilities and transportation commission shall continue to exercise jurisdiction over such operation as provided by law.

[1965 c 7 § 35.58.250. Prior: 1957 c 213 § 25.]