

## ORDINANCE NO. 2452

### AN ORDINANCE AMENDING THE FRANCHISE AGREEMENT WITH AVION WATER COMPANY BY AMENDING THE SERVICE TERRITORY

#### Findings

- A. The City granted a franchise to Avion Water Company (Avion) to provide water service within specific areas in the City by Ordinance No. NS-1514. The franchise has been amended at various times, most recently in 2018 by Ordinance NS-2312.
- B. Avion's service to properties within the City is confined to the service territory approved by the City.
- C. Both the City and Avion have an interest in adjusting Avion's service territory. The proposed adjustment would facilitate development in the North Triangle Urban Growth Boundary (UGB) expansion area by capitalizing on existing City water utility infrastructure and capacity, and would consolidate water service with Avion as the single water provider in the Easton master planned area.
- D. The City is willing to adjust Avion's service territory (and adjust its own) by changing the service territory as reflected on Exhibits A and B, maps of the new Avion service territory that would be effectuated by this ordinance.
- E. Avion is willing and able to provide water service to the properties within its new service territory as reflected on Exhibits A and B.
- G. The City Council finds that the changes to Avion's service territory reflected on Exhibits A and B are reasonable, and that doing so will not negatively impact the City's water utility operations or business, and will not negatively impact City water utility customers.
- H. To adjust the service territory, the Council desires to amend the Avion franchise by adding and incorporating Exhibits A and B to reflect the updated service territory.

Based on these findings, **THE CITY OF BEND ORDAINS AS FOLLOWS:**

- Section 1: Exhibits A and B are added and incorporated to the City of Bend's franchise with Avion Water Company to update the service territory granted by the City to Avion.
- Section 2: This ordinance is effective (1) 30 days after adoption.

First Reading: August 3, 2022

Second Reading and Adoption by Roll Call: August 17, 2022

YES: Mayor Gena Goodman-Campbell  
Councilor Anthony Broadman  
Councilor Barb Campbell  
Councilor Melanie Kebler  
Councilor Megan Perkins  
Councilor Stephen Sehgal  
Councilor Mo Mitchell

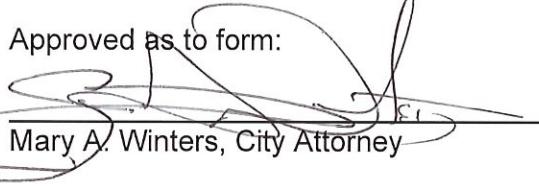
NO: none

  
Gena Goodman-Campbell, Mayor

ATTEST:

  
Robyn Christie, City Recorder

Approved as to form:

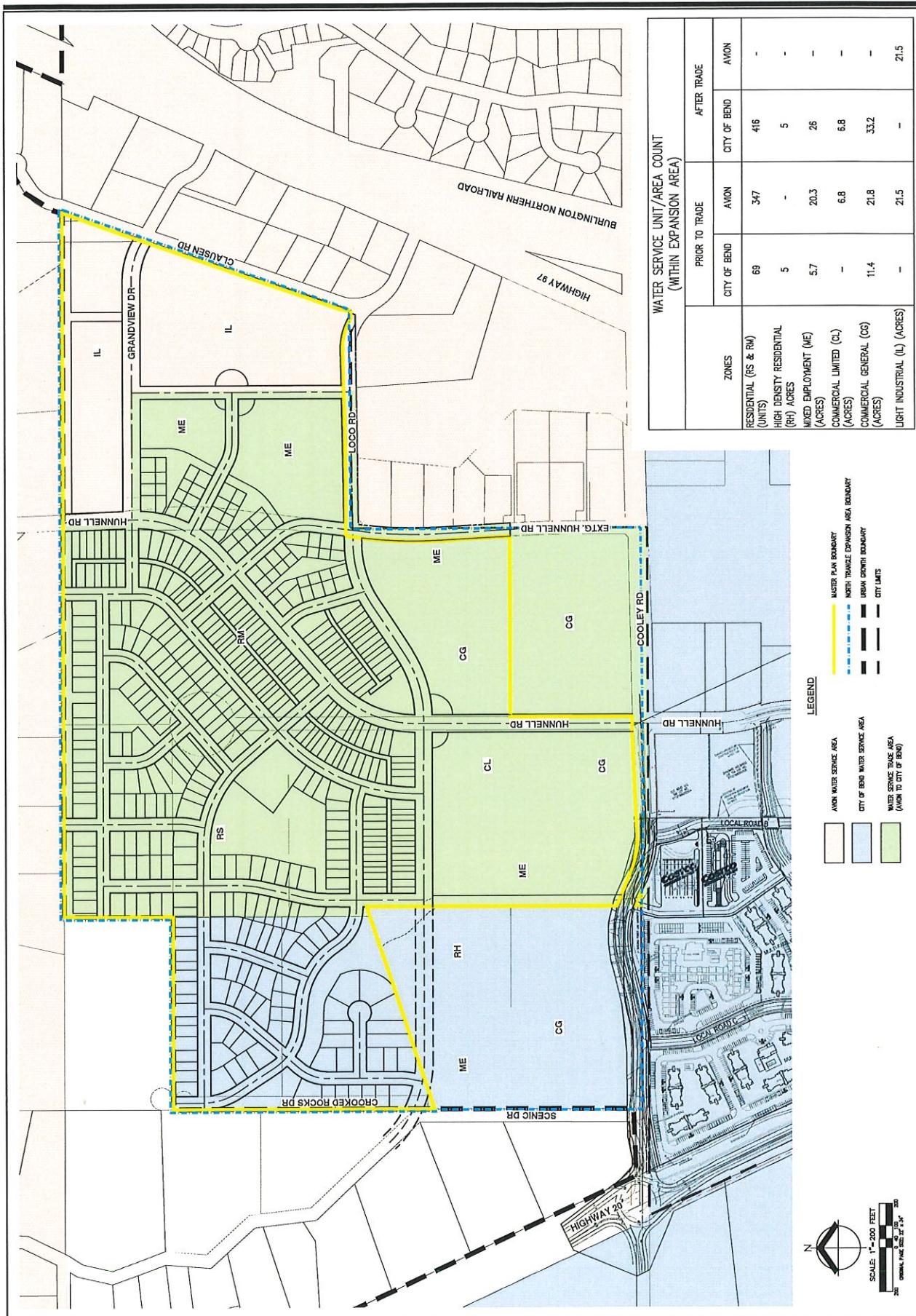
  
Mary A. Winters, City Attorney

CARAWAY WATER SERVICE TRADE AREA  
CARAWAY, OREGON

PRELIMINARY  
NOT FOR  
CONSTRUCTION

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EXHIBIT B





## EASTON WATER SERVICE TRADE AREA

EASTON BEND, OREGON

7325  
7/6/2022  
BLW  
MTW  
BLW  
BLW

|   | WATER SERVICE AREA COUNT                   | AFTER TRADE    |              |      |
|---|--|----------------|--------------|------|
|   |  | PRIOR TO TRADE | CITY OF BEND | AVON |
| ZONES   | RESIDENTIAL, LOW<br>RESIDENTIAL (RD) ACRES | 0.2            | 0.2          | 0.2  |
| RESIDENTIAL, STANDARD<br>RESIDENTIAL (RS) UNITS | 416  | 138            | 22           | 532  |
| RESIDENTIAL, MEDIUM<br>RESIDENTIAL (RM) ACRES   | —  | 17.6           | —            | 17.6 |
| COMMERCIAL, GENERAL<br>COMMERCIAL (CG) ACRES    | —  | —              | 10.1         | 10.1 |

LEGEND

AVON WATER SERVICE AREA  
CITY OF BEND WATER SERVICE AREA  
WATER SERVICE TRADE AREA  
(CITY OF BEND TO AVON)

SCALE: 1" = 150 FEET

