

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



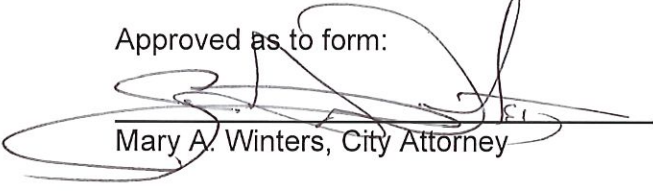
Gena Goodman-Campbell, Mayor

ATTEST:



Robyn Christie, City Recorder

Approved as to form:



Mary A. Winters, City Attorney

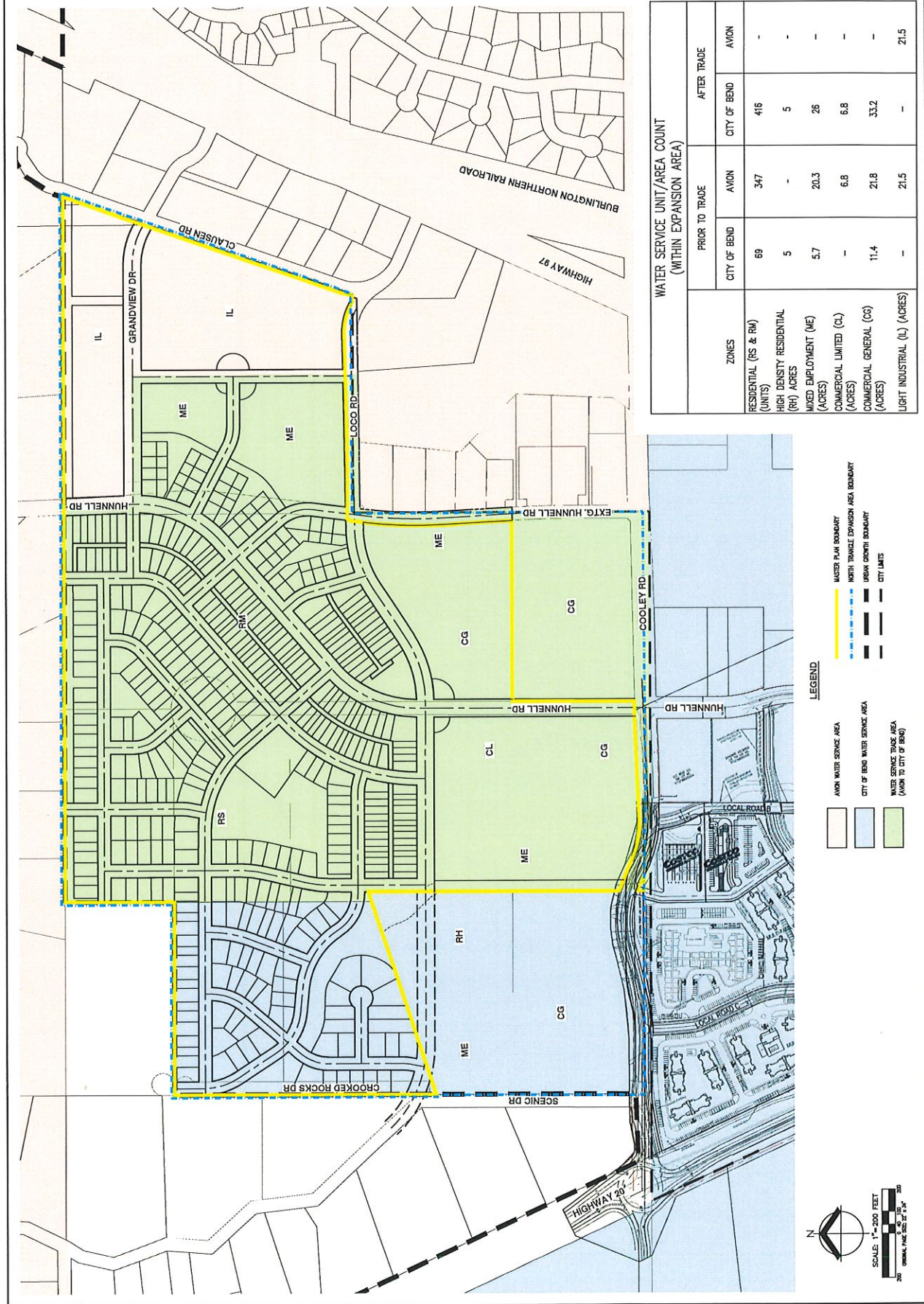
CARAWAY WATER SERVICE TRADE AREA

BEND, OREGON

CONSTRUCTION
NOT FOR CONSTRUCTION
PERMITS

DATE: 7/6/2022
DRAWN BY: JMM
CHECKED BY: JMM
APPROVED BY: JMM

EXHIBIT B

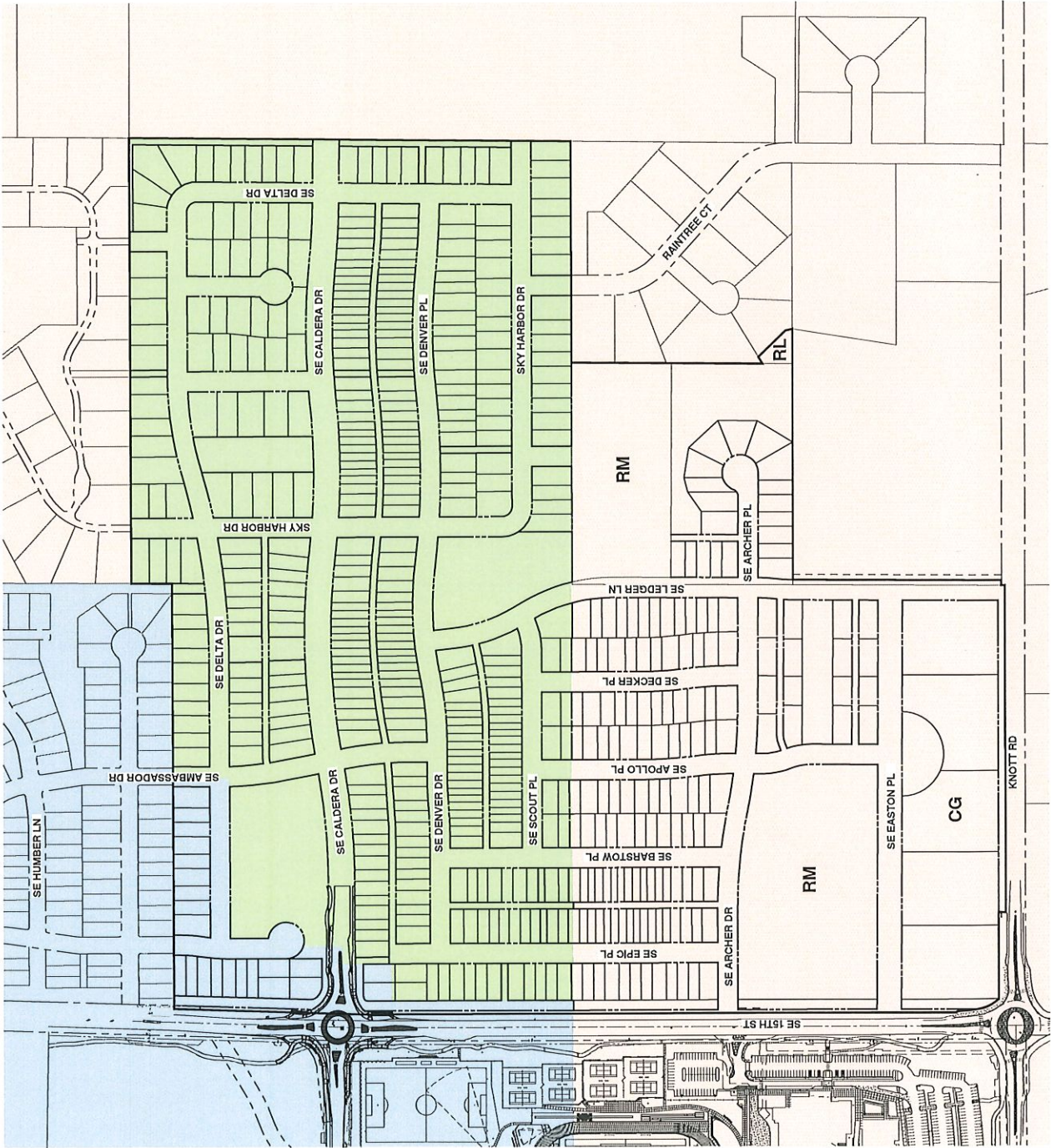


WATER SERVICE UNIT/AREA COUNT (WITHIN EXPANSION AREA)

ZONES	PRIOR TO TRADE		AFTER TRADE	
	CITY OF BEND	AVON	CITY OF BEND	AVON
RESIDENTIAL (RS & RM) (UNITS)	69	347	416	-
HIGH DENSITY RESIDENTIAL (RH) ACRES	5	-	5	-
MIXED EMPLOYMENT (ME) (ACRES)	5.7	20.3	26	-
COMMERCIAL LIMITED (CL) (ACRES)	-	6.8	6.8	-
COMMERCIAL GENERAL (CG) (ACRES)	11.4	21.8	33.2	-
LIGHT INDUSTRIAL (IL) (ACRES)	-	21.5	-	21.5

EASTON WATER SERVICE TRADE AREA BEND, OREGON

EXHIBIT A
JOB NUMBER: 2205
DATE: 7/6/2022
DESIGNED BY: BLM
DRAWN BY: BLM
CHECKED BY: BLM



ZONES	WATER SERVICE AREA COUNT			
	PRIOR TO TRADE	CITY OF BEND	CITY OF AVON	AFTER TRADE
RESIDENTIAL LOW DENSITY (RL) ACRES	-	416	0.2	0.2
RESIDENTIAL STANDARD DENSITY (SD) UNITS	-	-	139	22
RESIDENTIAL MEDIUM DENSITY (RM) ACRES	-	-	17.6	-
COMMERCIAL GENERAL (CG) ACRES	-	-	10.1	-
				10.1

