

CHAPTER 282.

[ S. B. 414. ]

CITIES AND TOWNS—FRANCHISES IN ANNEXED TERRITORY.

AN ACT relating to cities and towns.

*Be it enacted by the Legislature of the State of Washington:*

Rights when franchise upon annexed territory.

SECTION 1. The annexation by any city of any territory pursuant to the provisions of chapters 35.11 through 35.13 RCW shall cancel, as of the effective date of such annexation, any franchise or permit theretofore granted to any person, firm or corporation by the state of Washington, or by the governing body of such annexed territory, authorizing or otherwise permitting the operation of any public transportation, garbage collection and/or disposal or other similar public service business or facility within the limits of the annexed territory, but the holder of any such franchise or permit cancelled pursuant to this section shall be forthwith granted by the annexing city a franchise to continue such business within the annexed territory for a term of not less than five years from the date of issuance thereof, and the annexing city, by franchise, permit or public operation, shall not extend similar or competing services to the annexed territory except upon a proper showing of the inability or refusal of such person, firm or corporation to adequately service said annexed territory at a reasonable price: *Provided*, That the provisions of this section shall not preclude the purchase by the annexing city of said franchise, business, or facilities at an agreed or negotiated price, or from acquiring the same by condemnation upon payment of damages, including a reasonable amount for the loss of the franchise or permit. In the event that any person, firm or corporation whose franchise or permit has been can-

Proviso.

celled by the terms of this section shall suffer any measurable damages as a result of any annexation pursuant to the provisions of chapters 35.11 through 35.13 RCW, such person, firm or corporation shall have a right of action against any city causing such damages.

Rights when franchise upon annexed territory.

Passed the Senate March 11, 1957.

Passed the House March 10, 1957.

Approved by the Governor March 26, 1957.

CHAPTER 283.

[ S. B. 218. ]

HIGHWAYS—APPROACH TO WESTERN WASHINGTON COLLEGE OF EDUCATION.

AN ACT relating to an approach to the Western Washington College of Education, providing for the location and financing thereof; making an appropriation; and declaring an emergency.

*Be it enacted by the Legislature of the State of Washington:*

SECTION 1. The Washington state highway commission is authorized and directed to locate, construct and pave a suitable street in the city of Bellingham to serve as an approach to the Western Washington College of Education. Such street shall follow the most feasible route beginning at the campus of the Western Washington College of Education and extending in a general northeasterly direction to a point on Holly street. The point on Holly street and the route shall be such as may be agreed upon between the highway commission and the city of Bellingham.

Approach to college authorized.

SEC. 2. The Washington state highway commission is authorized and directed to acquire by purchase, gift, condemnation, or otherwise, in the name of the city of Bellingham any and all private real

Property acquired, to be part of Bellingham street system.