

**BEFORE THE BOARD OF COUNTY COMMISSIONERS  
LEWIS COUNTY, WASHINGTON**

**IN THE MATTER OF:**

RESOLUTION NO. 23-267

NOTICE OF HEARING REGARDING A LICENSE TO  
MOX NETWORKS, LLC TO CONSTRUCT, OPERATE,  
AND MAINTAIN A NEW UNDERGROUND FIBER  
OPTIC INFRASTRUCTURE IN LEWIS COUNTY  
ROAD RIGHTS-OF-WAY

**WHEREAS**, Lewis County Code 12.20 and 12.35 and RCW 36.55 require that all utility installations in county road rights-of-way be authorized by a license from Lewis County; and

**WHEREAS**, an application for a new telecommunications license has been received to facilitate the installation, construction, operation, and maintenance of new fiber optic infrastructure passing through Lewis County road rights-of-way; and

**WHEREAS**, said application and all related materials have been reviewed by the BOCC and found appropriate for further proceedings.

**NOW THEREFORE BE IT RESOLVED** that the BOCC will hold a public hearing on the proposed acceptance of the license at or after 10 a.m. September 12, 2023. The hearing will take place in the Commissioners' Hearing Room in the Historic Lewis County Courthouse; and

**NOW THEREFORE BE IT FURTHER RESOLVED** that the Clerk of the Board is hereby instructed to proceed with all appropriate and necessary notifications, postings and publications as required by law.

DONE IN OPEN SESSION this 22nd day of August, 2023.

APPROVED AS TO FORM:  
Jonathan Meyer, Prosecuting Attorney

BOARD OF COUNTY COMMISSIONERS  
LEWIS COUNTY, WASHINGTON

David Bailey  
By: David Bailey,  
Chief Civil Deputy Prosecuting Attorney

Sean D. Swope  
Sean D. Swope, Chair

ATTEST:



Scott J. Brummer  
Scott J. Brummer, Vice Chair

Rieva Lester, CMC  
Rieva Lester, CMC,  
Clerk of the Lewis County Board of  
County Commissioners

Lindsey R. Pollock, DVM  
Lindsey R. Pollock, DVM, Commissioner

## NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that the Board of County Commissioners, Lewis County, Washington (BOCC), has received an application for a non-exclusive license from Mox Networks, LLC to install, construct, operate, and maintain new fiber optic infrastructure facilities passing through the County located within Lewis County road rights-of-way in the following locations:

Little Hanaford Road, Milepost 0 to 7.01. Located within Sections 1, 2, 3, 4, 12, Twn. 14 N, Range 2 W.M. and Sections 7, 17, 18, Twn. 14 N, Range 1 W.M.

The new license being considered is for a period of five years.

The application and all related materials have been reviewed by the BOCC and found appropriate for further proceedings. A hearing on the non-exclusive license will be held at or after 10 a.m. Sept. 12, 2023, in the Commissioners' Hearing Room on the 2nd floor of the Historic Courthouse in Chehalis, Washington, when and where all persons may appear and be heard upon the granting of the franchise. Interested parties are encouraged to check the Commissioners' hearing schedule online at <https://lewiscountywa.gov/offices/commissioners/agendas-calendar/> for updated details as the hearing date approaches.

RCW 36.55.040 requires that notice of hearing be posted in three public places in the county seat of the county at least 15 days before the day fixed for hearing, and also published two times in the official newspaper of the county, the last publication to be not less than 5 days before the day fixed for hearing.

### Title VI Notice to Public

It is the policy of Lewis County that no person shall, on the basis of race, color, or national origin, as provided by Title VI of the Civil Rights Act of 1964, be excluded from participation in, be denied the benefits of, or be otherwise discriminated against under any of its Federally funded programs and activities. Any person who believes his/her Title VI protections have been violated may file a complaint with WSDOT's Office of Equal Opportunity (OEO). For additional information regarding Title VI complaint procedures and/or information regarding our nondiscrimination obligations, please contact Lewis County's Title VI Coordinator at (360) 740-2612.

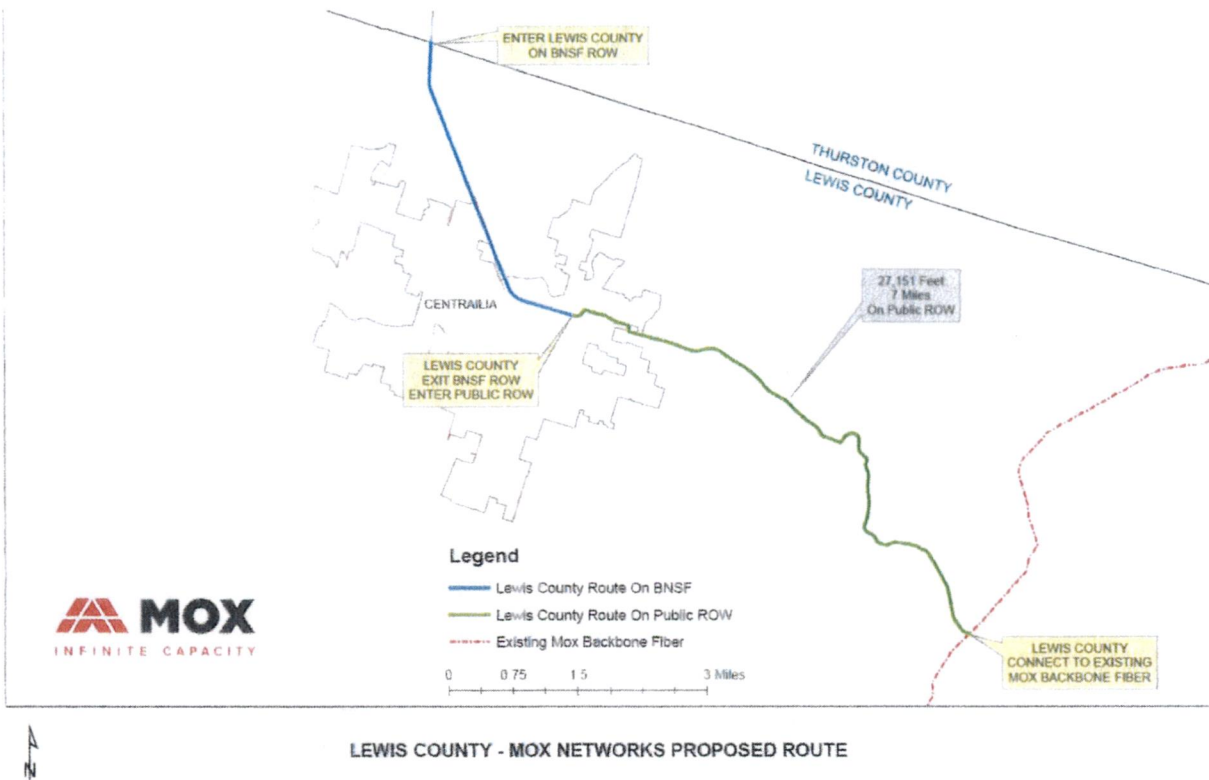
Dated: August 22, 2023

  
Rieva Lester  
Clerk of the Lewis County Board of County Commissioners



Publish: The Chronicle August 24 and August 31, 2023

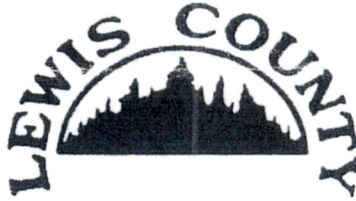
## Exhibit A (License Territory)



Centralia Alpha Road, MP 0 to 7.01



DEPT. OF PUBLIC WORKS  
REAL ESTATE SERVICES,  
PROPERTY MANAGEMENT  
2025 NE KRESKY AVENUE  
CHEHALIS, WA 98532  
360-740-1123, Ext. 1123



APPLICATION FOR  
REGISTRATION:  
FRANCHISE OR  
LICENSE

RECEIVED

JUL 14 2023

TO: The Lewis County Board of Commissioners  
Lewis County, Washington

FR: MOX NETWORKS LLC.  
(Name of Company/Corporation)

AND/OR

LC PUBLIC WORKS  
(Name of Applicant)

I/We hereby apply to the Lewis County Board of Commissioners, Lewis County, Washington, to request that one or more of the following utilities be allowed in, under, along and over the rights-of-way of Lewis County:

UTILITIES under CH. 36.55 RCW

☐ Utility Franchise -- ☐ Public Improvements ☐ Private Improvements

☐ New (\$250\*)

☐ Renewal (\$250\*)

☐ Transfer (\$200\*\*)

\* Plus \$50/hour after 5 hours

\*\*Plus \$50/hour after 3.5 hours

☐ Water

☐ Sanitary Sewer

☐ Natural Gas

☐ Other \_\_\_\_\_

TELECOMMUNICATIONS under Lewis County Code TITLE 12

☐ Franchise (provides service within Lewis County)

☐ New (\$250\*)

☐ Renewal (\$250\*)

☐ Transfer (\$200\*\*)

☒ License (passes through Lewis County without providing in-county service)

☒ New (\$250\*)

☐ Renewal (\$250\*)

☐ Transfer (\$200\*\*)

*paid \$  
Shannon F.  
processed*

CABLE COMMUNICATIONS FRANCHISE under Lewis County Code 5.10

☐ New (\$250\*)

☐ Renewal (\$250\*)

☐ Transfer (\$200\*\*)

TOTAL FEES: \$ 250.00

Make checks payable to: **Lewis County Public Works.**

Paid \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_ Receipt # \_\_\_\_\_

**Note: Grantee shall also assume the costs of publication associated with this franchise as such publication is required by law.**

PROJECT DESCRIPTION: New fiber optic infrastructure installation going through  
Lewis County continuing on Little Hanford Rd at approximately 46.69583,-122.83595  
moving North West, then continuing on Marion St to E 6th St, at approximately  
46.729081,-122.948121, then continuing North West along Rail ROW to  
Thurston County boundary at approximately 46.76448,-123.00290, North of Hass Rd.

for a period to be determined, to construct, operate, and maintain the above-checked utilities in, under, along and over the public rights-of-way of County roads or portions thereof, as set forth in the attached description by reference to County-wide or by Section, Township, and Range within Lewis County, Washington. None of the rights-of-way of County roads over which authority is hereby requested for construction, maintenance, and operation of said system are within the limits of any incorporated city or town, and the said applicant hereby respectfully requests the Board of Commissioners to fix a time and place for hearing of this application and such steps as may be required by law or the practice of this Board and this County in authorizing the granting of a franchise or license.

Yes ☒ No ☐ Applicant hereby states that all WUTC registration and related filings have been complied with [or that this section does not apply ☐].  
Yes ☐ No ☐ Applicant hereby states that any permit, operating license or other rights or approvals required by the Federal Communications Commission to provide Telecommunications Services or Facilities has been received and/or is currently in effect [or that this section does not apply ☒].

Respectfully submitted:

APPLYING/REQUESTING PARTY OR REPRESENTATIVE

TAXPAYER IDENTIFICATION NUMBER (TIN)

By: MOX NETWORKS LLC.  
(NAME OF COMPANY/CORP [PRINT/TYPE])

90-0976796  
(INDIVIDUALS USE SOCIAL SECURITY NUMBER)

ADDRESS: 2040 East Mariposa Ave  
El Segundo, CA 90245

TAXPAYER IDENTIFICATION TYPE: 3  
1 = INDIVIDUAL  
2 = NON-PROFIT  
3 = CORPORATION (INC., PUBLIC, ETC.)

STATE OF INCORPORATION: DELAWARE

SIGNED:   
(AUTHORIZED REPRESENTATIVE AND SIGNATORY)

DATED: THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, \_\_\_\_\_.

ALLEN MEEKS - COO  
(PRINT/TYPE NAME & TITLE OF REPRESENTATIVE)

\_\_\_\_\_  
(DEPARTMENT/DIVISION/SECTION)

206.290.5850  
(PHONE NUMBER)

\_\_\_\_\_  
(FACSIMILE NUMBER)

ALLEN@MOXNETWORKS.COM  
(EMAIL)

https://moxnetworks.com  
(COMPANY WEB SITE)

- APPLICANT SHALL PROVIDE OTHER SUCH INFORMATION AS THE COUNTY MAY REASONABLY REQUIRE.
- SHOULD ANY OF THE REGISTRATION INFORMATION PROVIDED UNDER THIS SECTION CHANGE, OR REQUIRE AMENDMENT OR SUPPLEMENT AFTER SUBMISSION TO THE COUNTY, THE REQUESTING PARTY SHALL NOTIFY THE COUNTY AND PROVIDE REVISED INFORMATION WITHIN (30) DAYS OF SUCH CHANGE OR REQUIREMENT.



# BOCC AGENDA ITEM SUMMARY

**Resolution:**

**BOCC Meeting Date:** Aug. 22, 2023

**Suggested Wording for Agenda Item:**

**Agenda Type:** Legal Notice

Notice of hearing regarding a license to Mox Networks, LLC to construct, operate, and maintain a new underground fiber optic infrastructure in lewis county road rights-of-way

**Contact:** Shawn Kyes

**Phone:** 360-740-1183

**Department:** PW - Public Works

## Description:

Lewis County Code 12.20, 12.35, and RCW 36.55 require that all utility installations in county road rights of way be authorized by a license from Lewis County. An application for a new telecommunications license has been received to facilitate the installation, construction, operation, and maintenance of a new underground fiber optic line passing through the County in Lewis County road rights-of-way.

## Approvals:

User	Status
PA's Office	Pending

## Publication Requirements:

### Publications:

The Chronicle, 8/24/2023 & 8/31/2023

## Additional Copies:

## Cover Letter To: