

belongs in file

CLERK OF SUPERIOR COURT
NO. 71-443

MOTION NO. 553

MOTION PROVIDING BINDER IN CONNECTION WITH COMPLIANCE ASSURANCE WITH THE RELOCATION ASSISTANCE PROVISIONS OF THE UNIFORM RELOCATION ASSISTANCE AND REAL PROPERTY ACQUISITION POLICIES ACT OF 1970

WHEREAS, the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, P. L. 91-646, (hereinafter called the "Act") establishes uniform policies for the fair and equitable treatment of individuals, partnerships, corporations or associations (hereinafter called "displaced persons") who are displaced as a result of Federal and Federally assisted programs; and

WHEREAS, the Act is applicable to various programs and projects (hereinafter called the "undertaking(s)") receiving financial assistance from a Federal Agency such as the Department of Housing and Urban Development (hereinafter called "HUD"); and

WHEREAS, this governing body seeks financial assistance pursuant to undertaking(s) identified below, subject to the terms and administered by HUD; and

WHEREAS, the activities for which such assistance is sought will involve displacement occurring on or after January 2, 1971, the effective date of the Act; and

WHEREAS, Section 210 of the Act requires the receipt of certain assurances before the head of a Federal agency can provide financial assistance to pay all or part of the cost of any undertaking(s) which will result in displacement as defined in the Act.

NOW THEREFORE, be it resolved by the County Council of King County, Washington, as follows:

A. This governing body hereby agrees that (1) within 90-days of the date hereof it will provide an opinion of its chief legal counsel with respect to its ability to comply under state or local law with the requirements of Section 210 of the Uniform Relocation

Assistance and Real Property Act of 1970 (Public Law 91-646, hereafter called the "Act"); and (2) in the event that it is determined that this body is able to comply with Section 210 it shall execute and provide the assurances set forth in said Section 210. This body further agrees (1) where the State Attorney General has issued an opinion on a question of interpretation of State law which is at issue in making a determination of its ability to comply with the requirements of Section 210 of the Act, it shall be guided by such opinion; and (2) nothing herein or in any contract or agreement of which this Binder is made part shall be construed to delay such Agency's obligation to comply with the requirements of Section 210 with respect to the displacement of such displaced persons occurring after July 1, 1972.

B. This document is hereby made a part of and is incorporated in the financial assistance agreements between this public body and HUD for the undertakings identified below and shall be deemed to supersede any provisions in said agreements to the extent that such provisions may conflict with the assurances or agreements provided hereunder.

C. This Binder Motion and agreement is applicable to the following projects or programs identified above as being undertakings of this public body:

<u>Project/Program Identification</u>	<u>Identification of Financial Assistance Agreement Number</u>
So. Central W. Lk. Sammamish	OSA-91
Shoreline Neighborhood Parks #3, 7, 9, 11, 12, and 15	OSA-93
South Area Park (Stage I)	OSA-102
East Norway Hill Community Park	OSA-117
South Central Park No. 12	OSA-117
Kent Neighborhood Park No. 3	OSA-117
Highline Neighborhood Park No. 2	OSA-117
Northeast Lake Washington Beach Park	OSA-120
East Central Lake Sammamish	OSA-120

D. The Chairman of the County Council is hereby authorized and directed to execute this document and the clerk of the council is authorized and directed to attest the execution of this document, affix or attach the seal thereto, and to furnish such counterparts as may be required by the Secretary of Housing and Urban Development.

E. This Motion pertains to an emergency matter and shall become effective immediately.

PASSED by the Council at a regular meeting thereof on the 12th day of July, 1971.

Robert B. K...
Chairman of the County Council

ATTEST:

Lee Kraft
Clerk of the Council