

8/17/77

Introduced by: BERNICE STERN

77-773

MOTION NO. 03154

A MOTION authorizing the King County Executive to enter into an interlocal agreement with Cascade Sewer District.

WHEREAS, Cascade Sewer District has submitted an application to annex an area of approximately 834 acres in the Lake Desire area of King County; and

WHEREAS, this Cascade Sewer District annexation, P252, as originally proposed would have significant impacts on the development of Lake Youngs and Lake Desire area; and

WHEREAS, this annexation is potentially in conflict with some of the proposed policies for the Soos Creek Communities Plan; and

WHEREAS, there are existing pollution problems in the area immediately surrounding Lake Desire.

NOW, THEREFORE, BE IT MOVED by the Council of King County:

The Council hereby authorizes the County Executive to enter into an interlocal agreement, in substantially the same form as Attachment A, which agreement shall allow sewer service to certain portions of the Lake Desire area.

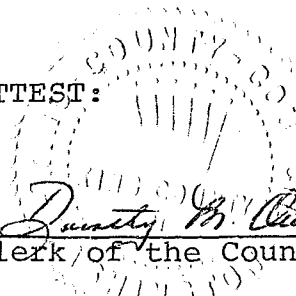
PASSED this 22nd day of August, 1977.

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

Mike Lowry
Chairman

ATTEST:

Dorothy M. Owens DEPUTY
Clerk of the Council



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1 THIS AGREEMENT made and entered into by and between
2 Cascade Sewer District (the "District"), a Washington municipal
3 corporation, and King County (the "County"), dated this 26th
4 day of October, 1977;

5 W I T N E S S E T H:

6 WHEREAS, the District has submitted to the King County
7 Council and the Boundary Review Board for King County a petition
8 for the annexation of approximately 834 acres of land near Lake
9 Desire in King County; and

10 WHEREAS, the County has, through the Department of
11 Planning and Community Development, determined that such annexa-
12 tion could have a significant impact on the environment and
13 tendered to the District a notice of intent to assume lead agency
14 for the purpose of preparing an impact statement under the State
15 Environmental Policy Act; and

16 WHEREAS, the proposed annexation, if not properly
17 controlled, would be in conflict with the Soos Creek Plateau
18 Communities Plan and impact growth and development in the area
19 north of Lake Youngs; and

20 WHEREAS, the petition for annexation by the District,
21 P-252, is entirely within the boundaries of the Soos Creek
22 Plateau Communities Plan Area; and

23 WHEREAS, within that portion of the proposed annexation
24 lying east of 172nd Avenue SE there exists an area commonly
25 known as the Lake Desire area where existing homes are contribut-
26 ing to the pollution of Lake Desire; and

27 WHEREAS, it is the intention of both parties to
28 coordinate their endeavors so as to be as consistent as possible
29 with the immediate needs of the people and area contained within
30 the proposed annexation, P-252, while taking into consideration
31 and account the need for community planning and development in
32 the Soos Creek Plateau area and the rural status of certain
33 properties contained with the proposed annexation; and

1 WHEREAS, the parties recognize and acknowledge their
2 respective authority to enter into this agreement in order to
3 coordinate the plans of the District with the applicable plans
4 and policies of the County.

5 NOW, THEREFORE, IT IS AGREED BY THE PARTIES AS FOLLOWS:

6 1. The District does promise, covenant and agree,
7 subject to the provisions hereinafter contained, as follows:

8 A. The District will not construct or
9 maintain sewer lines or offer sewer service
10 to, or assess charges on that certain excluded
11 area within the proposed annexation identified
12 in Exhibit "A", which is attached hereto and
13 by this reference incorporated as a part of
14 this agreement. The District will not contract
15 with any other person or entity for such con-
16 struction, maintenance, service or assessments
17 within the excluded area identified in Exhibit
18 "A".

19 B. The District shall immediately, and
20 in no event later than six (6) months following
21 the County Council's approval of the Soos
22 Creek Plateau Communities Plan, amend the
23 District's comprehensive plan so as to carry
24 out this agreement for the area proposed to
25 be annexed and the District shall immediately
26 submit the amended comprehensive plan to the
27 County for review and decision pursuant to the
28 requirements of RCW 56.08.020 and K.C.C. Chapter
29 13.24. The amended comprehensive plan shall set
30 forth the manner of servicing that area identi-
31 fied as the "Lake Desire Service Area" on
32 Exhibit "A" and provide for the exclusion of
33 construction, maintenance, service or assessment

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of lands within the excluded area identified on Exhibit "A": Provided, that a single sewer main may traverse the excluded area to cross the northwest quarter of §36, Township 23, Range 5 East, following the natural drainage pattern in a northeasterly direction, to connect with the Metro Madsen Creek Interceptor; provided further, that no connections shall be made to such sewer main outside of the "Lake Desire Service Area". The amended plan shall provide for the construction and maintenance of sewer facilities which, because of capacity, location and other factors, are consistent with the terms of this agreement and the land uses and densities allowed in the approved Soos Creek Plateau Communities Plan.

C. The District shall not, without a comprehensive plan amendment approved by the County, contract with Water District No. 108, Metro or any other entity for the providing of hookups to the District's mains or the sewer mains of any other entity in any area lying within the rural area designated in the Soos Creek Communities Plan.

2. The County does hereby promise, covenant and agree as follows:

A. That the District's agreement herein constitutes a significant change in the impact to the area contained in annexation P-252.

B. The County agrees and does hereby withdraw its affirmative determination of environmental significance in consideration

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of the District's promises described in this agreement.

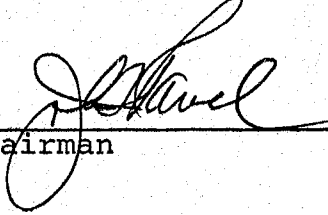
C. The County does hereby withdraw its assumption of lead agency status for preparation of an environmental impact statement for annexation P-252.

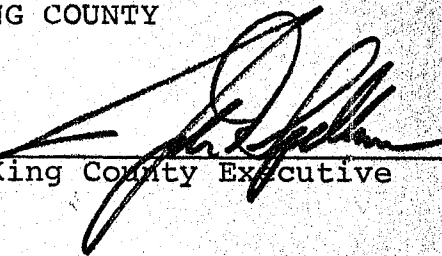
3. It is agreed by the parties hereto that if the King County Council, in its approval of the Soos Creek Plateau Community Plan, removes from rural designation any portion of that area described in Exhibit "A" as "excluded area", the restrictions on construction, maintenance, service and assessment described in paragraphs 1(A), (B) and (C) of this agreement shall not apply to that portion removed from rural designation.

IN WITNESS WHEREOF the parties have executed this agreement on this 26th day of October, 1977.

CASCADE SEWER DISTRICT

KING COUNTY

By 
Chairman

By 
King County Executive