

11/9/77

Introduced by: Mike Lowry

77-1012

ORDINANCE NO. 3484

AN ORDINANCE approving the sewer general comprehensive plan for Lakehaven Sewer District and declaring an emergency.

STATEMENT OF FACT:

1. Lakehaven Sewer District submitted a sewer general comprehensive plan to King County for approval as required by RCW 56.10.010 and Ordinance No. 1709, as amended.

2. Lakehaven Sewer District filed a Declaration of Environmental Non-Significance dated July 7, 1977 on the proposed plan.

3. In October 1977, the Utilities Technical Review Committee reviewed the proposed plan, and by Resolution No. 77-3, recommended approval, subject to certain conditions.

4. The Federal Way Communities Plan includes the following policy in its chapter on utilities:

"Policy FWH 1-7 Sewer and water trunk lines will only be allowed to run through defined open space areas when service connections to the open space land area are precluded and the land is not assessed for the utility improvements."

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

SECTION 1. The Lakehaven Sewer District Comprehensive Sewer Plan 1977, attached as Exhibit A, is hereby approved subject to the following conditions:

A. Those portions of the Jovita Drainage Basin which are determined, by agreement between Lakehaven Sewer District and the City of Auburn, to be logically served by Lakehaven Sewer District shall be the subject of a future sewer general comprehensive plan amendment.

B. Facilities shall not serve those portions of the West Hylebos and East Hylebos Sub-Drainage Basins which are designated "Residential Estates and Agriculture" on the Federal Way Communities Plan Map, Ordinance No. 2401, until such service is approved by later ordinance.

C. New sewer facilities which are intended to serve areas designated open space, residential estates and agriculture or low density residential on the Federal Way Communities Plan Map,

1 Ordinance No. 2401, except those designed to serve the district's
 2 utility local improvement districts #33, #34, #35 and #36 and
 3 those facilities providing service to properties which have
 4 received plat approval prior to the effective date of this
 5 ordinance, shall not be implemented until the legislation
 6 required by Section 2 has been completed and adopted by the
 7 County Council.

8 SECTION 2. The County Executive in conjunction with the
 9 Policy Development Commission and the Federal Way Community
 10 Council, and in cooperation with the Lakehaven Sewer District
 11 Commissioners is hereby requested to prepare appropriate
 12 legislation to clarify and resolve inconsistencies between
 13 area zoning, Motion 2844, the Lakehaven Sewer District Compre-
 14 hensive Sewer Plan and the Federal Way Community Plan in order
 15 to ensure that the design and phasing of sewer service for
 16 areas encompassed by Motion 2844 is consistent with the
 17 Community Plan.

18 SECTION 3. No right-of-way construction permits for
 19 construction of sewer facilities shall be issued to Lakehaven
 20 Sewer District or within Lakehaven Sewer District unless the
 21 Division of Real Property receives certification from the
 22 Division of Building and Land Development that such construction
 23 is consistent with the comprehensive plan approved herein and
 24 this ordinance.

25 SECTION 4. This approval shall remain in effect for a
 26 period of five years from the effective date of this ordinance,
 27 except that any sewer facilities constructed or under contract
 28 for construction prior to the expiration of this approval shall
 29 not require further approval. Prior to the expiration of this
 30 approval, the District must submit a revised and updated plan
 31 for those facilities not then under contract.

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SECTION 5. Adoption of this ordinance does not constitute approval or denial of any specific development proposal for property within the Federal Way Communities Plan area to which sewer service may be committed by this Ordinance.

SECTION 6. The County Council finds as a fact and declares that an emergency exists and that this ordinance is necessary for the immediate preservation of public peace, health or safety or for the support of County government and its existing public institutions.

INTRODUCED AND READ for the first time this 31st day of October, 1977.

PASSED this 9th day of November, 1977.

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

Mike Lowry
Chairman

ATTEST:

Janeth M. Quinn DEPUTY
Clerk of the Council

APPROVED this _____ day of _____, 1977.

DEEMED ENACTED WITHOUT
COUNTY EXECUTIVE'S SIGNATURE.

DATED 11-21-77
King County Executive