

# 9280

ORDINANCE NO. 9280

1  
2 AN ORDINANCE authorizing the county executive to execute  
3 a memorandum of understanding with Shoreline School District  
4 No. 412 and the Ronald Sewer District for the construction  
5 of sewer service to Shoreline Park playfields restroom  
6 facilities in Council District No. 1, authorizing the  
7 granting of two easements, and authorizing the granting of  
8 a bill of sale.

6 STATEMENT OF FACTS

- 7 1. The King County council adopted Ordinance No. 8860 on February  
8 21, 1989 which appropriated funds for park design, development,  
9 and acquisition purposes.
- 10 2. Ordinance No. 8860 provides funding for the provision of sewer  
11 service to Shoreline Park playfield's restroom facilities.
- 12 3. King County wants to obtain sewer service for its restroom  
13 facilities located at the Shoreline Park playfields.
- 14 4. The most expeditious and financially prudent method for  
15 effecting this construction is through a cooperative  
16 agreement with Shoreline School District No. 412 (Shoreline)  
17 and the Ronald Sewer District (the District).
- 18 5. The county's financial responsibility under this memorandum  
19 shall be limited to engineering and inspection fees totaling  
20 no more than \$2,000.00.
- 21 6. To effecuate this construction and the provision of sewer  
22 service, Shoreline requires that it be granted an easement  
23 for portions of the side sewer.
- 24 7. To effecuate this construction and the provisions of sewer  
25 service, the District requires that it be granted an ease-  
26 ment for portions of sewer main, side sewer, and appurtenances.
- 27 8. The King County council may adopt an ordinance authorizing  
28 the King County executive to grant easements through park  
29 property in accordance with the provisions of RCW 36.68.010  
30 and KCC 4.56.020.
- 31 9. The King County council finds that the construction, operation,  
32 and maintenance of the sewer line will not interfere with the  
33 recreational nature of the park.
- 34 10. The King County council finds that the subsurface property  
rights sought for the sewer line are surplus to King County's  
forseeable park needs.
- 35 11. Therefore, the King County council finds that the easements  
may be granted in accordance with the law.
- 36 12. To effecuate this construction and the provision of sewer  
service, the District requires that it be granted a Bill  
of Sale transferring ownership of the sewer lines and the  
appurtenances once the construction is completed to the  
District's satisfaction.

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

SECTION 1. The King County council, having deemed it necessary and in the best interests of the citizens of King County, does hereby authorize the King County executive to sign a memorandum of understanding substantially in the form of the memorandum attached and designated as Exhibit C which by this reference is fully incorporated herein.

SECTION 2. The King County council, having deemed it necessary and in the best interests of the citizens of King County, does hereby authorize the King County executive to sign and deliver to the Ronald Sewer District a permanent sewer easement over those portions of the Shoreline Park playfields necessary for the provision of restroom facilities for the playfield.

SECTION 3. The King County council, having deemed it necessary and in the best interests of the citizens of King County, does hereby authorize the King County executive to sign and deliver to Shoreline District No. 412 a permanent sewer easement over those portions of the Shoreline Park playfield necessary for the provision of restroom facilities for the playfields.

SECTION 4. The King County council, having deemed it necessary and in the best interests of the citizens of King County, does hereby authorize the executive to sign and deliver to the Ronald Sewer District a Bill of Sale transferring the sewer main, side sewer, and appurtenances necessary for the provision of restroom facilities for the playfields.

INTRODUCED AND READ for the first time this 18<sup>th</sup> day of December, 1989.

PASSED this 2<sup>nd</sup> day of January, 1990.

KING COUNTY COUNCIL  
KING COUNTY, WASHINGTON

Louis North  
Chairman

ATTEST: [Signature]  
Clerk of the Council

APPROVED this 8 day of January, 1990.

[Signature]  
King County Executive

9280

EXHIBIT C

MEMORANDUM OF UNDERSTANDING

BETWEEN: King County \_\_\_\_\_, Shoreline School District No. #412 and Ronald Sewer District.

PURPOSE: To provide for the conditions required by Ronald Sewer District to complete the necessary sanitary sewer service construction for the proposed soccer field and appurtenances to be built on sites owned by King County and Shoreline School District No. 412 for joint use (Exhibit A).

BACKGROUND: King County has requested the following:

1. Manholes 14A and 14B along with some mainline be relocated outside of location of proposed soccer field.
2. Permission to connect new restrooms to District mains [this area is under sanitary sewerage jurisdiction of City of Seattle and has been released to Ronald for service (Exhibit B)].
3. Installation of deductible meter for irrigation.

CONDITIONS:

1. King County shall reimburse promptly upon receipt of invoices all engineering and inspection fees incurred by Ronald Sewer District. Said fees shall not exceed \$2,000.
2. All mainline construction is to be done by a licensed and bonded contractor approved by Ronald Sewer District.
3. King County is to provide a performance bond for bid price of mainline relocation.
4. King County and Shoreline District No. 412 shall execute a Hold Harmless indemnifying Ronald Sewer District in order for King County to install approximately 340 feet of six-inch side sewer from restroom to main. This exceeds the Department of Ecology Standard.
5. Ronald Sewer District or their agent is to review and approve plans, deductible meter and construction and will prepare as-builts when construction is completed.
6. King County is to provide Ronald Sewer District with new certified legal description prepared by a licensed surveyor for the relocated main; said legal to be used to prepare a mainline easement to be executed by Shoreline School District No. 412 and King County.
7. King County will be responsible for all failures and repairs on the relocated mainline for one year from acceptance by Ronald Sewer District.

9280

MEMORANDUM OF UNDERSTANDING (continued)

- 8. King County is responsible for sanitary sewer charges for the rest-rooms and will inform Ronald where billings are to be sent.
- 9. Shoreline School District No. 412 and King County shall each grant the other an easement for the six-inch side sewer.
- 10. Shoreline School District No. 412 and King County shall each grant to the Ronald Sewer District an easement for the relocated mainline.
- 11. Once the construction work has been completed, and the work has been inspected and approved for acceptance by the Ronald Sewer District, King County shall transfer ownership of the side sewer to the Sewer District by furnishing a signed Bill of Sale.

KING COUNTY

SHORELINE SCHOOL DISTRICT NO. 412

BY Tim Hill, Executive

BY Dr. Roy Duncan, Superintendent

DATE \_\_\_\_\_

DATE \_\_\_\_\_

RONALD SEWER DISTRICT

BY Irvin A. Potter, President  
Board of Commissioners

DATE \_\_\_\_\_

APPROVED AS TO FORM:

*M. Kaselms*  
Senior Deputy Prosecuting Attorney

DATE 8.23.89