



KING COUNTY
Signature Report

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

July 30, 2013

Ordinance 17633

Proposed No. 2013-0286.3

Sponsors McDermott and Phillips

1 AN ORDINANCE authorizing the condemnation of
2 property interests needed for the replacement of the North
3 Creek sewer interceptor, and interim measures for
4 controlling the interceptor's current capacity needs.

5 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

6 SECTION 1. Findings:

7 A. The existing North Creek sewer interceptor ("the interceptor") located in
8 Snohomish County was built in 1970 by the Alderwood water and wastewater district
9 ("Alderwood") and purchased by King County in 2001. The interceptor consists of
10 approximately thirty-four thousand nine hundred thirty-four lineal feet of sewer line that
11 services southern Snohomish county.

12 B. The wastewater treatment division ("WTD") of the department of natural
13 resources and parks must construct a replacement of the interceptor and implement
14 certain interim measures to avoid exceeding capacity in the existing interceptor and
15 prevent overflows. The interceptor project is needed in order to accommodate the
16 projected peak flows and meet the planned growth needs of southern Snohomish county
17 and to protect water quality.

18 C. King County Conveyance System Policy CP-1, K.C.C 28.86.060, directs the
19 county to design and construct wastewater conveyance facilities to meet the twenty-year

20 peak flow standard to avoid sanitary sewer overflows. The interceptor project will meet
21 the twenty-year peak flows standard for 2050, accommodating planned growth in
22 southern Snohomish county and will be an important part of the King County regional
23 wastewater treatment system.

24 D. In February 2005, WTD and Alderwood agreed to share costs on a project that
25 would replace portions of the interceptor and Alderwood's local conveyance system. The
26 project experienced significant impacts, due in part to site and ground conditions, and the
27 construction contract was terminated in 2009. WTD and Alderwood also agreed to pursue
28 separate construction projects to make the necessary improvements to the sewer system.
29 Since that time, WTD has reviewed and made changes to the design for the interceptor
30 project, recognizing the critical need to add capacity to meet current and future demands
31 on the interceptor.

32 E. The remaining portions of the sewer to be constructed include approximately
33 nine thousand eight hundred seventeen feet of pipe. The pipeline will be located in
34 public right-of-way and easements in residential and commercial areas within the city of
35 Bothell and unincorporated Snohomish county.

36 F. In 2011, WTD began review and redesign of the original engineering
37 documents and construction methods while engaging with property owners concerning
38 easement acquisitions.

39 G. In 2012 and 2013, WTD conducted additional research to confirm that the
40 interceptor is currently under capacity and in need of replacement.

41 H. Delays in completion of the project could have significant public health and
42 cost impacts.

43 I. King County is authorized, by chapter 8.12 RCW, chapter 36.56 RCW, RCW
44 35.58.320 and RCW 35.58.200 to acquire, damage and condemn real property for public
45 use for sewage treatment and water pollution abatement facilities.

46 J. In order to construct the interceptor project, it is necessary for King County to
47 condemn and damage certain lands, property rights and rights in property. The
48 acquisition of the property rights and rights in property is for a public purpose. It is also
49 necessary for King County to acquire, damage and condemn certain lands and property
50 rights and rights in property in order to conduct surveys, environmental reviews,
51 appraisals, geotechnical reviews, archaeological surveys and exploration, testing and
52 analyses on parcels listed in Attachment A to this ordinance. The acquisition of the
53 property rights and rights in property is for a public purpose.

54 K. The King County council finds that public health, safety, necessity,
55 convenience and welfare require that the Interceptor project be constructed and that those
56 certain properties, property rights and rights in property be condemned, appropriated,
57 taken and damaged for the purpose of construction, operation, and maintenance of the
58 interceptor project.

59 SECTION 2. The King County council deems it necessary for the proposed
60 public purpose and in the best interest of the citizens and wastewater ratepayers of the
61 King County regional wastewater treatment system that all or any portion of the
62 properties identified by tax parcel numbers, identified in Attachment A to this ordinance
63 and other property interests, property rights or rights in property be condemned,
64 appropriated, taken and damaged for the purpose of the improvements described in this

65 ordinance, subject to the making or paying of just compensation to the owners herein in
66 the manner provided by law.

67 SECTION 3. Condemnation proceedings are hereby authorized to acquire
68 property interests and property rights and rights in property in all or any portion of the
69 property described in Attachment A to this ordinance.

70 SECTION 4. King County attorneys are hereby authorized to begin to prosecute
71 the proceedings provided by law to condemn, take, damage and appropriate the land and

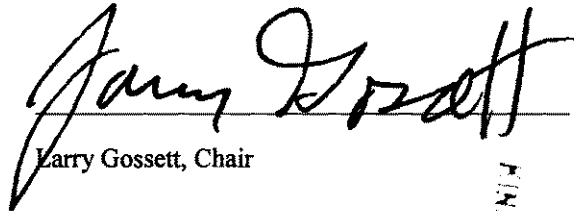
72 other property interests, property rights and rights in property necessary to carry out this
73 ordinance.

74


Ordinance 17633 was introduced on and passed as amended by the Metropolitan King County Council on 7/29/2013, by the following vote:

Yes: 7 - Mr. von Reichbauer, Mr. Gossett, Ms. Hague, Ms. Lambert,
Mr. Dunn, Mr. McDermott and Mr. Dembowski
No: 0
Excused: 2 - Mr. Phillips and Ms. Patterson

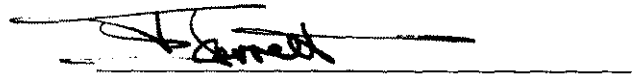
KING COUNTY COUNCIL
KING COUNTY, WASHINGTON


Larry Gossett, Chair

ATTEST:

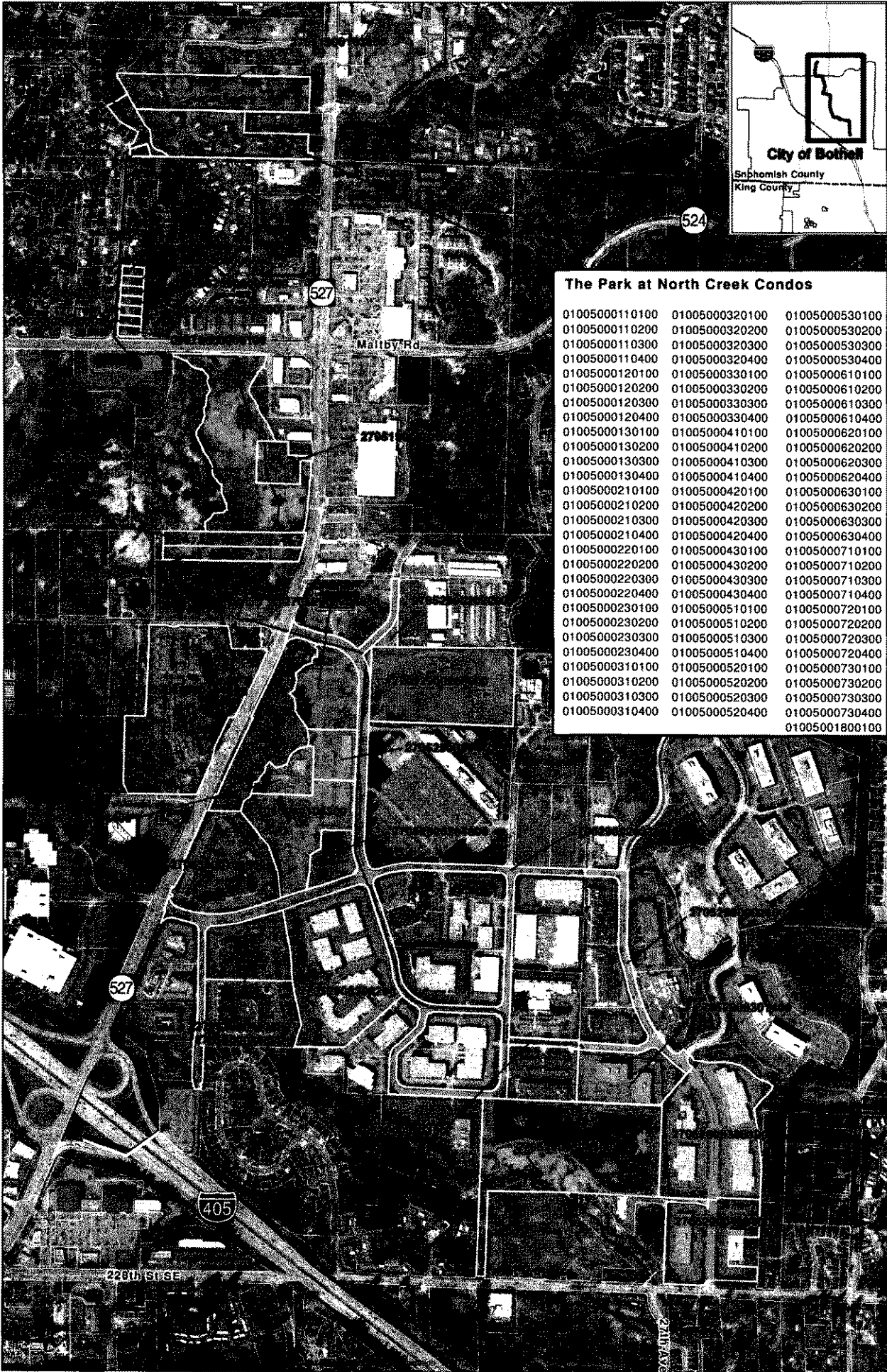

Anne Noris, Clerk of the Council

APPROVED this 07 day of August, 2013.


Dow Constantine, County Executive

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2013 AUG -9 PM 4:12
KING COUNTY COUNCIL
CLERK

Attachments: A. Easement Locations, dated July 15, 2013



The Park at North Creek Condos

01005000110100	01005000320100	01005000530100
01005000110200	01005000320200	01005000530200
01005000110300	01005000320300	01005000530300
01005000110400	01005000320400	01005000530400
01005000120100	01005000330100	01005000610100
01005000120200	01005000330200	01005000610200
01005000120300	01005000330300	01005000610300
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01005000210400	01005000420400	01005000630400
01005000220100	01005000430100	01005000710100
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01005000230300	01005000510300	01005000720300
01005000230400	01005000510400	01005000720400
01005000310100	01005000520100	01005000730100
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