



KING COUNTY

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Signature Report

May 24, 2010

Ordinance 16841

Proposed No. 2010-0219.2

Sponsors Phillips

1 AN ORDINANCE approving the Lakehaven Utility

2 District Comprehensive Wastewater System Plan, 2009.

3 STATEMENT OF FACTS:

4 1. K.C.C. chapter 13.24 requires approval of comprehensive plans for
5 sewer utilities as a prerequisite to granting right-of-way franchises and
6 approval for right-of-way construction permits. Such plans or their
7 updates must be submitted to the county at least once every six years, and
8 more frequently if circumstances call for an earlier submittal.

9 2. K.C.C. 13.24.060 requires that such plans be consistent with the
10 requirements of any comprehensive plans or development regulations
11 adopted under chapter 36.70A RCW or any other applicable
12 comprehensive plan, land use plan or development regulation adopted by a
13 city, town, or county for the service area. The King County
14 Comprehensive Plan, which includes wastewater policies in its provisions
15 for facilities and services (policies F-245 through F-254), also calls for
16 consistency with other adopted plans, pursuit of reclaimed water and water
17 conservation, and protection of water resources.

18 3. Washington state law, RCW 57.16.010(6), requires that any general
19 comprehensive plan of any water-sewer district be approved, conditionally

20 approved, or rejected by the legislative authority of every county within
21 whose boundaries all or a portion of the district lies. The county
22 legislative authority must make its determination based on: whether the
23 actions outlined in the plan comply with the development program
24 outlined in the county's Comprehensive Plan; whether the actions outlined
25 in the plan comply with any approved basin-wide water or sewerage plan;
26 and whether the actions outlined in the plan comply with the policies
27 expressed in any county plan for water or sewage facilities, or both. The
28 actions proposed in the plan are consistent with RCW 57.16.010(6).

29 4. Both Washington state Department of Ecology and King County
30 regulations require sewer plans to be approved prior to the construction of
31 new facilities.

32 5. The Lakehaven utility district ("the district") provides sewer service to
33 a population of over one hundred fourteen thousand and an employment
34 base of twenty-nine thousand eight hundred in a service area of thirty-four
35 square miles in the southwest portion of King County. Its service area is a
36 mixture of residential and commercial properties, with no major industrial
37 customers, and includes a small portion of park and open spaces. The
38 district's facilities discharge to two treatment plants operated by the
39 district, as well as to facilities operated by the Midway sewer district and
40 the regional wastewater system operated by King County.

41 6. The district's service area is largely built out. Its anticipated growth
42 through 2030 will be largely mixed-use development and redevelopment

43 construction. In addition, the district expects to accommodate additional
44 flows by providing sewers to a portion of its service area that does not
45 currently have service. By 2030 it expects to be serving a residential
46 population of approximately one hundred forty thousand people as a result
47 of growth.

48 7. The principal operational issues include extending service to
49 unsewered pockets of existing development within the district's service
50 area, inflow and infiltration into the district's facilities during rain events,
51 and capacity issues related to growth. Extending service to unsewered
52 existing development is dependent on requests from property owners. The
53 district has a reasonable plan to address inflow and infiltration when cost
54 effective. Capacity issues related to growth will be addressed when
55 development proposals are approved through developer extension
56 agreements.

57 8. The county's most recent approval of the district's sewer plan occurred
58 in March 2002.

59 9. The King County utilities technical review committee ("UTRC")
60 reviewed the district's plan in November 2009 and recommends approval.
61 K.C.C. chapter 13.24 requires review of wastewater plans by the UTRC,
62 and a recommendation to the King County executive and council on the
63 plan, its meeting the requirements under K.C.C. chapter 13.24, and its
64 consistency with the King County Comprehensive Plan. The planning

65 data and proposed operations were reviewed by the UTRC. The UTRC
66 found:

67 a. The infrastructure system for the existing service area and for the area
68 anticipated to be served in the future is based on the adopted land use map
69 of the Comprehensive Plan. The population and employment forecasts
70 developed for the service area are appropriately used;

71 b. The plan has information sufficient to demonstrate the ability to
72 provide service consistent with the requirements of all applicable statutes,
73 codes, rules and regulations;

74 c. The state Department of Ecology has determined the plan is consistent
75 with WAC 173-240-050 and approved the plan;

76 d. The existing and planned flows, both average and peak, for the sub-
77 basins discharging into King County's sewage conveyance and treatment
78 system are reasonable;

79 e. The amounts of inflow and infiltration to the system were determined
80 in cooperation with King County's regional assessment of inflow and
81 infiltration and in some cases those amounts exceed with King County's
82 one thousand one hundred gallons per-acre-per-day standard. For those
83 basins, appropriate steps are planned to reduce the inflow and infiltration;

84 f. There are no areas of concern with respect to corrosion and odor
85 control;

86 g. The district evaluated opportunities for reclaimed water;

87 h. The district works with the cities and other special purpose districts to
88 ensure the elimination or prevention of duplicate facilities;

89 i. The district provides service at a reasonable cost and maximizes the
90 use of the existing public facilities;

91 j. The plan is consistent with the King County Comprehensive Plan and
92 other pertinent county adopted plans and policies;

93 k. The district meets applicable state water quality and waste
94 management standards; and

95 l. The UTRC recommends that the King County council approve the
96 plan.

97 10. The district completed a state Environmental Policy Act checklist and
98 issued a determination of nonsignificance for the issuance of the plan on
99 July 22, 2009. There was no appeal of the determination.

100 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

101 SECTION 1. The Lakehaven Utility District Comprehensive Wastewater System

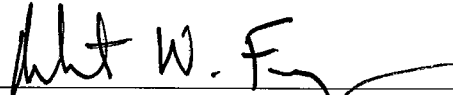
102 Plan, 2009, Attachment A to this ordinance, is hereby approved as a general sewer and
103 facilities plan.

104

Ordinance 16841 was introduced on 4/5/2010 and passed by the Metropolitan King
County Council on 5/24/2010, by the following vote:

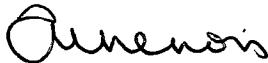
Yes: 9 - Ms. Drago, Mr. Phillips, Mr. von Reichbauer, Mr. Gossett,
Ms. Hague, Ms. Patterson, Ms. Lambert, Mr. Ferguson and Mr. Dunn
No: 0
Excused: 0

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON



Robert W. Ferguson, Chair

ATTEST:



Anne Noris, Clerk of the Council

RECEIVED
2010 JUN -4 PM 4:19
CLERK
KING COUNTY COUNCIL

APPROVED this 3rd day of June, 2010.



Dow Constantine, County Executive

Attachments: A. Lakehaven Utility District Comprehensive Wastewater Plan, 2009 (Revised 5/11/10)