



**KING COUNTY**

1200 King County Courthouse  
516 Third Avenue  
Seattle, WA 98104

**Signature Report**

**September 13, 2010**

**Ordinance 16926**

**Proposed No. 2010-0432.1**

**Sponsors Phillips**

1                   AN ORDINANCE approving the Midway Sewer District  
2                   2008 Comprehensive Sewer System Plan.

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  
13                  a 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.a. RCW 57.16.010(7) requires that any general comprehensive plan of  
19                  any sewer district be approved, conditionally approved, or rejected by the

20 legislative authority of every county within whose boundaries all or a  
21 portion of the district lies. The county legislative authority must make its  
22 determination based on:

- 23 (1) whether the actions outlined in the plan comply with the  
24 development program outlined in the county's Comprehensive Plan;
- 25 (2) whether the actions outlined in the plan comply with any approved  
26 basin-wide water or sewerage plan; and
- 27 (3) whether the actions outlined in the plan comply with the policies  
28 expressed in any county plan for either water or sewage facilities, or both.

29 b. The actions proposed in the plan are consistent with RCW  
30 57.16.010(7).

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

34 5. The Midway sewer district ("the district") provides sewer service to a  
35 population of over forty-six thousand and an employment base of thirteen  
36 thousand nine hundred in a service area of ten square miles in the  
37 southwest King County. Its service area is a mix of residential,  
38 commercial properties, industrial customers, and includes a small portion  
39 of park and open spaces. The district's facilities discharge to a treatment  
40 plant operated by the district as well as to facilities operated by the  
41 Lakehaven utility district.

42           6. The district's service area is largely built out. Its anticipated growth  
43           through 2030 will be largely mixed-use development and redevelopment  
44           construction. In addition, the district expects to accommodate additional  
45           growth by providing sewers to four hundred eighty acres of land that do  
46           not currently have service. By 2030, it expects to be serving a residential  
47           population of approximately fifty thousand five hundred residents and  
48           sixteen thousand nine hundred employees.

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

58           8. The county's most recent approval of the district's sewer plan occurred  
59           in January 1993, although the plan was updated in 2000.

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

65 consistency with the King County Comprehensive Plan. The planning  
66 data and proposed operations were reviewed by the UTRC. The UTRC  
67 found:

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

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

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

77 d. There are no areas of concern with respect to corrosion and odor  
78 control;

79 f. The district evaluated opportunities for reclaimed water;

80 g. The district works with the cities and other special purpose districts to  
81 ensure the elimination or prevention of duplicate facilities;

82 h. The district provides service at a reasonable cost and maximizes the  
83 use of the existing public facilities;

84 i. The plan is consistent with the King County Comprehensive Plan and  
85 other pertinent county adopted plans and policies;

86 j. The district meets applicable state water quality and waste management  
87 standards; and

88 k. The UTRC recommends that the King County council approve the  
89 plan.

90 10. The district completed a state Environmental Policy Act checklist and  
91 issued a determination of nonsignificance for the issuance of the plan on  
92 December 11, 2008. There was no appeal of the determination.

93 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

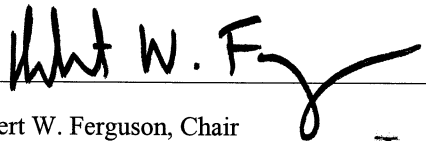
94 SECTION 1. The Midway Sewer District 2008 Comprehensive Sewer System

95 Plan, Attachment A to this ordinance, is hereby approved as a general sewer and facilities  
96 plan.  
97


Ordinance 16926 was introduced on 8/23/2010 and passed by the Metropolitan King  
County Council on 9/13/2010, 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

APPROVED this 23<sup>rd</sup> day of September, 2010.

  
Dow Constantine, County Executive

RECEIVED  
2010 SEP 24 PM 4:03  
CLERK  
KING COUNTY COUNCIL

**Attachments:** A. Midway Sewer District 2008 Comprehensive Sewer System Plan