

## Legislation Text

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**File #:** FCD2014-18, **Version:** 1

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A RESOLUTION amending the Agreement between the King County Flood Control Zone District and the City of Kent for the construction, operation and maintenance of the Briscoe-Desimone Levee, and amending Section 4(C)(5) of Resolution No. FCD2013-02.2.

WHEREAS, the King County Flood Control Zone District ("District") and the city of Kent ("City") entered into the "Agreement for Levee Construction, Operation and Maintenance, Briscoe-Desimone Levee, River Mile 14.3 to 17.0, Right Bank" ("Agreement") in 2013, in order to provide for the construction, operation and maintenance of the Briscoe-Desimone Levee; and

WHEREAS, in connection with construction of the Levee, the City will need to move the setback wall portion of the Levee in Reach 1 near the West Valley Highway landward an additional distance along parcel 7888900170; and

WHEREAS, the District desires to amend the Agreement and Resolution FCD2013-02.2 to provide for the additional distance along such parcel; now, therefore

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE KING COUNTY FLOOD CONTROL ZONE DISTRICT:

SECTION 1. Section 4(C)(5) of Resolution FCD2013-02.2 is amended to read as follows:

The City shall move the setback wall back from the toe of the existing levee in the northernmost setback segment near the West Valley Highway, consistent with the diagram that is approved by Section 2 of Resolution No. FCD2014-\_\_\_\_.

SECTION 2. The Board of Supervisors approves the diagram titled "Briscoe & Desimone Levee Improvements Exhibit 11-4-14," which is Attachment A to this resolution.

SECTION 3. The Board of Supervisors approves the "First Amendment to Agreement for Levee Construction, Operation and Maintenance (Briscoe-Desimone Levee), King County Flood Control Zone District and City of Kent", dated 11-10-14, which is Attachment B to this resolution, and authorizes the chair of the board of supervisors to sign the Amendment.