

Ordinance/Motion: 2025-xxxx
Title: Authorization to Execute Consent Decree for cleaning up sediment contamination at the Lower Duwamish Waterway Superfund site
Affected Agency and/or Agencies: Wastewater Treatment Division, Department of Natural Resources and Parks
Note Prepared By: Jeff Stern, Wastewater Capital Project Manager, IV
Date Prepared: 1/13/2025
Note Reviewed By: Caitlyn Hall Elena Davert (Budget Analyst, PSB)
Date Reviewed: 1/14/2025 in process

**Description of request:**

This ordinance will enable King County to sign and implement the Consent Decree with the United States Environmental Protection Agency and the Washington State Department of Ecology to clean up sediment contamination at the Lower Duwamish Waterway Superfund Site under the Comprehensive Environmental Response, Compensation, and Liability Act (“CERCLA”) and the Washington State Model Toxics Control Act (“MTCA”). The Consent Decree has a settlement attachment that specifies the future cost payments to be made by the cash-out and funding parties responsible for the cleanup.

**Revenue to:**

Agency	Fund Code	Revenue Source	2025	2026-2027	2028-2029
Wastewater Treatment Division	3611	Bond Proceeds	361,269	1,128,492	7,413,170
Other King County agencies	3611	Insurance recovery	194,529	608,187	3,991,707
TOTAL			555,798	1,736,679	11,404,877

**Expenditures from:**

Agency	Fund Code	Department	2025	2026-2027	2028-2029
Wastewater Treatment Division	3611	DNRP	555,798	1,736,679	11,404,877
TOTAL			555,798	1,736,679	11,404,877

**Expenditures by Categories**

	2025	2026-2027	2028-2029
Design lower reach share billed to KC	176,698	885,579	729,267
PM/CM support contract share billed to KC	254,100	726,100	1,829,640
Construction middle reach share billed to KC			8,689,000
Oversight share billed to KC	125,000	125,000	156,970
TOTAL	555,798	1,736,679	11,404,877

Does this legislation require a budget supplemental? No

Notes and Assumptions:

1. The estimated additional fiscal impact of the Consent Decree to King County beyond what is presented here is an additional \$36.7 million through 2050 and beyond.
2. Assumed King County share of the Consent Decree is the net share after all the settlements take effect.