## STAFF REPORT

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| **Agenda Item:** | 7 | **Name:** | Andy Micklow |
| **Proposed No**.: | 2019-0387 | **Date:** | October 14, 2019 |

**SUBJECT**

Proposed Ordinance 2019-0387 would approve an annexation of approximately 205.3 acres of land into King County water district 119, known as the Oppen Annexation, for the purpose of water service.

**SUMMARY**

Proposed Ordinance 2019-0387 would approve the Oppen Annexation into King County water district 119. Council action on an annexation into a water district is required, subject to criteria found in state law. The Utilities Technical Review Committee (UTRC) has found that the District's comprehensive plan meets this criteria.

**BACKGROUND**

King County water district 119 (the District) provides water service in northeast King County within Council District 3, and provides water services to the unincorporated area outside the city of Duvall.

The proposed annexation was initiated by property owner petition in November 2018, under the statutory provisions of RCW 57.24.070. Annexation into the District will allow for safe and reliable water service to the annexed properties. The District approved the annexation on June 5, 2019. The Notice of Intention was filed with the Council on August 16, 2019.

**ANALYSIS**

Per state law[[1]](#footnote-1), the Council held a public hearing on the proposed annexation on September 25, 2019. Following the hearing, the Council is required to approve or disapprove of the annexation within 60 days.

Under RCW 57.02.040(3), when reviewing the annexation, the Council is required to consider three criteria:

(a) Whether the proposed action in the area under consideration is in compliance with the development program that is outlined in the county comprehensive plan, or city or town comprehensive plan where appropriate, and its supporting documents;

(b) Whether the proposed action in the area under consideration is in compliance with the basinwide water and/or sewage plan as approved by the state department of ecology and the state department of social and health services; and

(c) Whether the proposed action is in compliance with the policies expressed in the county plan for water and/or sewage facilities.

When the UTRC reviewed the District's water plan, which was ultimately approved by Council in 2016,[[2]](#footnote-2) their review included consideration of these criteria. While the review of the plan did not look at a specific annexation, at a planning level, the UTRC found that the District's plan met these criteria. KCC 13.24.010(A)(2) requires comprehensive plans for water districts be adopted by the District and approved by the King County Council as a prerequisite for Council approval of annexation proposals. That requirement is satisfied with the current District plan.

**ATTACHMENTS**

1. Proposed Ordinance 2019-0387 with attachments

1. Chapter 57.24 regulates annexations by water districts, and Chapter 57.02 includes provisions for County Council action on such annexations. [↑](#footnote-ref-1)
2. Ordinance 18260 [↑](#footnote-ref-2)