



Legislation Text

File #: 2011-0427, **Version:** 2

Clerk 11/09/2011

AN ORDINANCE certifying damage to a collapsed stormwater conveyance pipe on parcel no. 2473400710, and the estimated cost relating to correcting the damage.

STATEMENT OF FACTS:

1. There is an underground stormwater conveyance pipe located in Assessor Parcel No. 2473400710, owned by the Fairwood Crest Homeowners Association and located on an easement dedicated to King County.
2. The stormwater conveyance pipe is an integral part of the King County stormwater conveyance system in the Fairwood Division 4 and Fairwood Division 11 platted areas.
3. The stormwater conveyance pipe has collapsed inward by approximately fifty percent, as verified by a video camera inserted into the pipe.
4. The collapse has caused erosion and wash-out in the vicinity of the collapse, and a two-foot-by-six-foot sinkhole has appeared over the collapsed pipe area.
5. The collapsed pipe, if not repaired as soon as possible before the onset of the upcoming wet season, which generally extends from October 1 thru April 30, poses a substantial risk to the functioning of the stormwater collection and conveyance system in the area and thereby threatens human health and safety and both public and private property and infrastructure from flooding and erosion.
6. If the stormwater pipe is left unrepaired, the sinkhole may grow significantly in magnitude

and increase future repair costs accordingly.

7. Based on the foregoing facts, on September 26, 2011, the director of the department of natural resources and parks issued a determination of emergency pursuant to K.C.C. chapter 12.52 and RCW 39.04.280, and a waiver of procurement procedures to repair the collapsed stormwater conveyance pipe.

8. King County road services division employees have both capacity and capability to repair this failed stormwater conveyance system immediately.

9. A contractor with similar capacity and capability is not available on the same time schedule.

10. RCW 36.32.235(12) authorizes the county to use public employees without any limitation for emergency work performed pursuant to a declaration of emergency, but only if the county legislative authority adopts a resolution certifying the damage to public facilities and the costs incurred or anticipated relating to correcting the emergency.

11. The department of natural resources and parks estimated the costs relating to repair of the stormwater conveyance pipe is \$400,000.

12. The King County executive has submitted a supplemental budget appropriation ordinance that requests funding for costs relating to performing emergency work to repair the stormwater conveyance pipe in this amount.

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

SECTION 1. In accordance with RCW 36.32.235(12), the council hereby certifies that the collapsed stormwater pipe on parcel no. 2473400710, a public facility, is damaged and certifies the estimated cost relating to correcting the damaged pipe to be \$400,000.