



## Legislation Text

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Clerk 03/25/2004

AN ORDINANCE authorizing an interlocal agreement between King County, the city of Des Moines, the city of SeaTac, the Port of Seattle and the Washington state Department of Transportation for construction and operation of the Des Moines creek restoration projects.

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

**SECTION 1. Findings:**

A. The city of Des Moines, the city of SeaTac, the Port of Seattle and the Washington state Department of Transportation ("parties") have jurisdiction and/or public service provision responsibilities within the Des Moines creek basin ("basin"), which contains an extensive natural resource system including streams, lakes, and wetlands worthy of restoration and protection to promote water quality, fish habitat, recreation and flood storage values in the basin.

B. Existing development in the basin has resulted in conditions, including drainage and water quality problems, flooding, erosion and fish habitat degradation, that threaten the stability and function of the basin's natural resource system.

C. The parties wish to address these conditions basin-wide and recognize that cooperative effort is the most effective and efficient way to protect the basin's natural resource system and to address surface-water-related problems across jurisdictions.

D. The parties have worked through a series of interlocal agreements as the Des Moines creek basin committee to jointly address stream issues and to develop the Des Moines Creek Basin Plan ("basin plan").

E. The basin plan, which was completed in 1997 and endorsed by the parties, identified the construction of a series of capital projects as the most effective and efficient means to address drainage and stream flow issues and improve water quality and fish habitat in the basin.

F. The parties have worked cooperatively to prepare designs and environmental and permitting documentation for the projects and now propose, pending granting of final permits, to move forward with project construction.

G. As the county's remaining unincorporated area within the basin was annexed, the county's costs to fulfill its designated technical support functions under the proposed interlocal agreement will be fully reimbursed by the other parties.

H. Implementation of the capital projects under the proposed interlocal agreement is envisioned to result in significant savings to the public by reducing the cost of future public infrastructure projects while increasing protection of natural resources in the Des Moines creek basin.

I. In accordance with chapter 39.34 RCW, the Interlocal Cooperation Act, the parties are each authorized to enter into an agreement for cooperative action.

SECTION 2. The county executive is hereby authorized to enter into an interlocal agreement in substantially the same form as Attachment A to this ordinance.