



## Legislation Text

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**File #:** 2006-0287, **Version:** 1

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Clerk 06/19/2006

AN ORDINANCE authorizing the executive to enter into an agreement with the Cross Valley Water District regarding mitigation for the Brightwater project.

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

**SECTION 1. Findings:**

A. In November 2003, King County issued its final environmental impact statement ("FEIS") regarding the Brightwater regional wastewater treatment system, and in December 2003, the King County executive selected the Route 9 - 195th Street system as the system alternative that would be advanced for final design, permitting, and construction.

B. The selected Brightwater regional wastewater treatment system includes the construction of: a new regional wastewater treatment plant in unincorporated Snohomish county; deep tunnel conveyance facilities through several jurisdictions; a marine outfall in unincorporated Snohomish County; and five primary portal sites in the cities of Bothell, Kenmore and Shoreline and in unincorporated Snohomish county.

C. King County has been working with all host jurisdictions and agencies to agree upon appropriate mitigation associated with the Brightwater facilities. The Cross Valley Water District and King County have negotiated the attached mitigation agreement, Attachment A to this ordinance, to address the possible impacts of the Brightwater project on the Cross Valley Water District, its customers and the environment. This agreement is not an admission by King County that the FEIS is inadequate.

D. The Cross Valley Water District has approved the agreement in lieu of filing an appeal of the FEIS.

E. This agreement is consistent with the county's environmental mitigation policies set forth in K.C.C.

28.86.140, the state Environmental Policy Act and the Growth Management Act. This agreement provides mitigation of the adverse environmental impacts identified in the FEIS, and provides for community mitigation and amenities in the neighborhoods and jurisdictions in which the Brightwater facilities will be constructed.

SECTION 2. The King County executive or the executive's designee is hereby authorized to enter into an agreement with the Cross Valley Water District, substantially

in the form of Attachment A to this ordinance, regarding mitigation for the Brightwater project.