



## Legislation Text

---

**File #:** 2006-0332, **Version:** 1

---

Clerk 07/27/2006

AN ORDINANCE relating to the dissolution of the West Lake Sammamish Flood Control Zone District and providing for distribution of its assets to the cities of Bellevue and Redmond through an interlocal agreement.

### STATEMENT OF FACTS:

1. Chapter 86.15 RCW provides for the creation of flood control zone districts by county legislative authorities.
2. The West Lake Sammamish Flood Control Zone District ("the district") was formed in April 1963 through adoption of Resolution 25759 by the King County board of commissioners.
3. When the district was originally created, most of its area was within unincorporated King County and under the political jurisdiction of King County.
4. The council of King County constitutes the board of supervisors of the district ("the board") in accordance with RCW 86.15.050.
5. The board in November 1964, through Resolution 28921, assessed a fee of three hundred dollars per developed acre within the district for developing properties that did not provide for storm water trunk lines, which are those storm water pipes that convey storm water from the perimeter of a platted property to the natural watercourse.
6. The development fees collected by the district were placed in a fund managed by the King County treasurer, and the funds were used to further the purposes of the district, including the construction and maintenance of a number of storm water control facilities. There remains a

balance of approximately three hundred twenty-five thousand dollars in the district's fund.

7. Since the creation of the district, the cities of Bellevue and Redmond have annexed all of the area within the district. The cities of Bellevue and Redmond have storm water management regulations and programs that address storm water conveyance and have financing mechanisms to fund the programs.

8. The original purposes for which the district was established can now be satisfied by the storm water programs of the cities of Bellevue and Redmond, thus rendering the continued existence of the district unnecessary and potentially duplicative of the services and facilities provided by the programs of the cities of Bellevue and Redmond.

9. The King County council recognizes that at this time that the district should be abolished and all of the responsibilities of the district, the balance of its funds and its facilities and title to its properties should be transferred to the city jurisdiction, either the city of Bellevue or the city of Redmond, within which the facility or property is located.

10. Since the district is to be abolished, all of the assets of the district are found to be surplus and are to be transferred to the city jurisdictions as provided for in this ordinance.

11. In accordance with chapter 86.15 RCW the administration of the affairs of the district is in the county engineer. The King County council desires to appoint a county engineer to wind up the affairs of the district, and cause its funds to be disbursed and its facilities and properties to be transferred to the cities of Bellevue and Redmond.

12. In accordance with chapter 39.34 RCW, the Interlocal Cooperation Act, the district is authorized to enter into an agreement with the cities of Bellevue and Redmond and King County for cooperative action.

13. The King County council desires to authorize the county engineer to enter into an interlocal agreement with Bellevue that will provide for the transfer of the responsibilities of the district,

its funds and its facilities and properties to the cities of Bellevue and Redmond.

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

SECTION 1. A. The district shall be and is hereby abolished upon the thirtieth day after the effective date of this ordinance.

B. The responsibilities and assets of the district are to be transferred to the cities of Bellevue and Redmond in accordance with the following terms and conditions:

1. The section manager of the stormwater services section, a professional engineer, of the water and land resources division of the King County department of natural resources and parks, is hereby appointed as the county engineer for the purposes of winding up the affairs of the district and transferring its responsibilities and assets to the cities of Bellevue and Redmond ("the district engineer");

2. The district engineer is authorized to enter into an interlocal agreement, in substantially the same form as Attachment A to this ordinance, with the city of Bellevue, the city of Redmond and King County for the transfer of district responsibilities and assets to the cities of Bellevue and Redmond ("the interlocal agreement");

3. The district engineer is authorized to execute a deed of conveyance to the city of Bellevue for all real property interests heretofore held by the district that are within the jurisdictional boundaries of the city of Bellevue;

4. The district engineer is authorized to execute a deed of conveyance to the city of Redmond for all real property interests heretofore held by the district that are within the jurisdictional boundaries of the city of Redmond;

5. Upon the effective date of this ordinance, all facilities of the district shall be and are hereby transferred to each of the city jurisdictions, either Bellevue or Redmond, within which the facilities are located;

6. The district engineer is authorized to disburse all remaining funds of the district, held by the King County treasurer on behalf of the district, in accordance with the terms of Section V. of the interlocal agreement

attached to this ordinance; and

7. The district engineer is authorized to work with the staff of the water and land resources division of the King County department of natural resources and parks in providing all available documentation on district facilities and real property interests to each of the city jurisdictions, either Bellevue or Redmond, within which the facilities and real property interests are located.

3 places in county 10 days, not more than 25 days prior, area paper

Newspaper: King County Journal

Publish: Thursday, October 5, 2006

Public Hearing: October 16, 2006