



Legislation Text

File #: FCD2025-10, **Version:** 2

Clerk 08/28/2025

A RESOLUTION of the Board of Supervisors of the King County Flood Control Zone District authorizing King County to execute real property covenants on certain real property associated with the King County Flood Control District's Home Buyout and Elevation Program.

WHEREAS, the King County Flood Control District operates the Home Buyout and Elevation Program ("Program"), which, in part, funds the purchase of flood-prone properties and structures through voluntary sales initiated by property owners of structures located in flood-prone areas of King County, and

WHEREAS, pursuant to this program, the District's primary service provider, King County, acquired seven parcels on the right bank of the Cedar River between 2007 and 2010, and two parcels on the left bank of the Cedar River in 2012, identified as King County Tax Parcels 2323059142, 2323059205, 2323059063, 2323059062, 2323059043, 2323059141, 2323059098, 2223059155, and 2323059133 (the "Parcels"), and

WHEREAS, since acquiring these Parcels utilizing District funds, King County-through the King County Mitigation Reserves Program ("MRP"), an "in-lieu fee" ("ILF") program established pursuant to 33 CFR Part 332-utilized these parcels for the Elliot Bridge Mitigation Project, an off-channel habitat and floodplain reconnection project that restored approximately 11.5 acres on the right and left banks of the Cedar River, and

WHEREAS, as a component of the ILF, King County is required to grant restrictive covenants for the

stated benefit of the United States Army Corps of Engineers and/or the Washington Department of Ecology to establish permanent site protections for these Parcels to ensure they, as mitigation sites, continue to provide ecological functions in perpetuity, and

WHEREAS, King County submitted a request to the District's Board of Supervisors for authorization to execute restrictive covenants for these Parcels restricting their use to preserve them as natural open space in perpetuity in furtherance of their continued inclusion in the ILF program, and made this request pursuant to King County Code 4.56.060.E.1.a, which requires District approval-by resolution-prior to the conveyance of any real property interest acquired on behalf of the District by King County, and

WHEREAS, the Board of Supervisors has no objection to the request from King County;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE KING COUNTY FLOOD CONTROL ZONE DISTRICT:

SECTION 1. King County is authorized to execute the Declarations of Land Use Restriction and Real Property Covenants attached hereto as Exhibit A and Exhibit B and incorporated herein by this reference, and to take all action necessary to effectuate this authorization.