



## Legislation Text

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**File #:** 2010-0614, **Version:** 2

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AN ORDINANCE making supplemental appropriations of \$14,400,000 to the open space non-bond capital fund and a \$19,100,000 appropriation to the conservation futures capital fund; and amending the 2010 Budget Ordinance, Ordinance 16717, Sections 120 and 122, as amended, and Attachments B and D, as amended; and declaring an emergency.

### PREAMBLE:

In March 2010, the Washington state Legislature appropriated \$15,000,000 solely for the Washington state Department of Ecology to assist King County in the acquisition and remediation of property on Vashon and Maury Islands.

The Maury Island shoreline initiative project protects critical shoreline along Maury Island in Puget Sound. The project seeks to acquire a two-hundred-fifty-acre site that has significant ecological value vital to the Puget Sound ecosystem and recovery of species listed under the federal Endangered Species Act.

More than seventy percent of Puget Sound's coastal wetlands and estuaries have been lost to development and other shoreline modifications. Permanent conservation of the site will protect this valuable nearshore habitat. The site also includes one mile of Puget Sound shoreline adjacent to the Maury Island aquatic reserve.

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

SECTION 1. Findings: King County has negotiated the purchase of approximately two hundred fifty acres of land on Maury Island owned by Northwest Aggregates Co., an Oregon corporation ("NWA"). The

property ("the NWA property") has been developed as a sand and gravel mine, including a conveyor system and dock for loading gravel onto barges.

The appraised value of the NWA property is \$37.9 to \$39.1 million. NWA has stated that the opportunity to purchase the property at the price of \$36 million is only available this year. NWA has also indicated that if the county does not purchase the property, NWA will resume its actions to complete the construction of the barge loading dock facility and reactivate the mine, with the intent of fully developing all one hundred fifty to one hundred ninety acres of minable area. The purchase of this property will bring into public ownership almost a mile of relatively undisturbed marine shoreline, as well as approximately two hundred acres of undeveloped open space. It also brings into public ownership approximately forty million tons of aggregate. If this sales transaction does not close by the end of 2010, it will result in the county's failure to preserve for the public's interest one of the last large waterfront pieces of property on Vashon-Maury Island. Emergency enactment of this ordinance is necessary to preserve the public peace, health, and safety associated with the existing marine shoreline and undeveloped open space.

SECTION 2. Ordinance 16717, Section 120, as amended, is hereby amended by adding thereto and inserting therein the following:

CAPITAL IMPROVEMENT PROGRAM - From the conservation futures capital fund an appropriation involving the specific project identified in Attachment A to this ordinance.

<b>Fund</b>	<b>Fund Name</b>	<b>Amount</b>
3151	CONSERVATION FUTURES SUBFUND	\$19,100,000

SECTION 3. Attachment A to this ordinance hereby amends Attachment B to Ordinance 16717, as amended, by adding thereto and inserting therein the projects listed in Attachment A to this ordinance.

SECTION 4. Ordinance 16717, Section 122, as amended, is hereby amended by adding thereto and inserting therein the following:

SURFACE WATER CAPITAL IMPROVEMENT PROGRAM - From the open space non-bond capital

fund an appropriation involving the specific project identified in Attachment B to this ordinance.

<b>Fund</b>	<b>Fund Name</b>	<b>Amount</b>
3522	OS KC NON BND FND SUBFUND	\$14,400,000

SECTION 5. Attachment B to this ordinance hereby amends Attachment D to Ordinance 16717, as amended, by adding thereto and inserting therein the projects listed in Attachment B to this ordinance.

SECTION 6. The county council finds as a fact and declares that an emergency exists and that this ordinance is necessary for the immediate preservation of public peace, health or safety or for the support of county government and its existing public institutions.