

AMENDMENT NO. 2 TO THE AMENDED AND RESTATED SOLID WASTE INTERLOCAL AGREEMENT (“AGREEMENT”) BETWEEN KING COUNTY AND THE CITY OF BOTHELL

WHEREAS, King County (“County”) and the City of Bothell (“City”) entered into an Amended and Restated Solid Waste Interlocal Agreement (“Agreement”) with an effective date of January 27, 2014, to establish the parties’ rights and responsibilities with respect to disposal of solid waste generated and/or collected within the corporate limits of the City; and

WHEREAS, the Agreement superseded the prior Solid Waste Interlocal Agreement entered into between the parties in 1988; and

WHEREAS, the Agreement provides that the City shall authorize the County to designate disposal sites for the disposal of all solid waste and moderate risk waste that is authorized to be delivered to the County's solid waste system in accordance with all applicable Federal, State, and local environmental health laws, rules, or regulations and is generated and/or collected within the corporate limits of the City, except for solid waste that is eliminated through waste prevention or waste recycling activities consistent with the King County Comprehensive Solid Waste Management Plan; and

WHEREAS, the Agreement further provides that no solid waste generated or collected within the City may be diverted from the designated disposal sites without County approval; and

WHEREAS, King County has designated facilities comprising the King County solid waste system for the disposal of solid waste generated and/or collected within the City; and

WHEREAS, the parties entered into Amendment No. 1 to the Agreement to allow solid waste generated in areas of Snohomish County annexed to the City after January 1, 2011, to be disposed through the Snohomish County solid waste system; and

WHEREAS, effective December 31, 2012, the City annexed certain territory located in Snohomish County known as the “Bloomberg Hill Island Annexation Area”; and

WHEREAS, the Bloomberg Hill Island Annexation Area is comprised of 11.9 acres; and

WHEREAS, the City wishes to amend the Agreement with the County to allow solid waste generated in areas of Snohomish County annexed to the City after December 31, 2012, to be disposed through the Snohomish County solid waste system, and the County is willing to agree to such an amendment; and

WHEREAS, the parties wish to amend the Agreement to the extent provided below.

Now therefore, the parties agree to the following amendments:

Section VI. GENERAL OBLIGATION OF PARTIES

Paragraph 6.2.c shall be amended to read:

Notwithstanding paragraph 6.2.b, the City may dispose of solid waste collected in areas of Snohomish County that are annexed to the City after ~~January 1, 2011~~ December 31, 2012 through the Snohomish County solid waste system and may authorize Snohomish County to designate disposal sites for such solid waste; solid waste generated or collected within all other portions of the corporate limits of the City (either within or outside King County) shall be disposed through the King County solid waste system throughout the term of the Agreement at sites designated by King County.

Except as modified herein, all other terms and conditions to the Agreement shall remain in full force and effect.

CITY OF BOTHELL

Kyle Stannert
City Manager

Date: _____

APPROVED AS TO FORM:

Eileen Keiffer
City Attorney

KING COUNTY

King County Executive

Date: _____

APPROVED AS TO FORM:

Deputy Prosecuting Attorney