



KING COUNTY

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Signature Report

March 10, 2008

Ordinance 16034

Proposed No. 2008-0139.1

Sponsors Patterson

1 AN ORDINANCE authorizing the King County executive
2 to convey real property interests held by King County to
3 the King County flood control zone district and the city of
4 Tukwila for the purposes of implementing projects in
5 cooperation with the United States Army Corps of
6 Engineers; and declaring an emergency.

7

8 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

9 **SECTION 1. Findings:**

10 A. Every year, King County faces threats from flooding, the impacts of which are
11 far-reaching and pose significant threats to public health and safety and economic
12 activities throughout the county.

13 B. The one hundred-year floodplain in King County covers more than twenty-
14 five thousand acres or almost forty square miles. The flood control needs in King County
15 are described more extensively in the 2006 King County Flood Hazard Management
16 Plan, adopted by Ordinance 15673 in January 2007.

17 C. One of the most fundamental functions of government is to protect citizens
18 and public and private property from the ravages of natural disasters such as flooding.

19 D. Flood control needs exist throughout the county, and an integrated and
20 coordinated approach is needed to effectively and efficiently address those needs to
21 ensure that public safety and property are protected and our region's prosperity is
22 sustained.

23 E. Pursuant to chapter 86.15 RCW, the metropolitan King County council created
24 the countywide King County flood control zone district ("the district") in April 2007 to
25 provide a comprehensive approach to flood protection.

26 Pursuant to chapter 86.15 RCW, the adopted 2006 King County Flood Hazard
27 Management Plan constitutes the current Comprehensive Plan for the district.

28 F. By Resolution FCZD2007-03.2, the board of supervisors of the district on
29 November 13, 2007, adopted the district's 2008 budget and work program, and authorized
30 a property tax levy in order to fund the budget and work program.

31 G. By Resolution FCZD 2007-05.2, the board of supervisors of the district
32 approved on December 11, 2007, an interlocal agreement whereby King County would
33 provide services to the district by implementing the district's approved annual work
34 program on behalf of the district.

35 H. By Ordinance 15987, the King County council authorized the King County
36 executive to execute the interlocal agreement approved by the district's board of
37 supervisors, whereby King County would provide services to the district by
38 implementing the district's approved annual work program on behalf of the district.

39 I. A major component of the 2008 work program approved by the district are a
40 number of projects, identified on the list in Attachment A to this ordinance, which are
41 candidates for cooperative efforts with the United States Army Corps of Engineers
42 ("USACE"), whereby the USACE under the terms of a cooperation agreement with a
43 local public sponsor undertakes actions to accomplish all or part of the project. Such
44 agreements provide a means for completing the projects in a manner that is highly cost
45 effective for and beneficial to the local public sponsor.

46 J. It is the district's intention to act as the local public sponsor on all but one of
47 the projects identified in Attachment A to this ordinance. The one exception is the
48 Tukwila 205 project. As the local public sponsor for all but one of the projects identified
49 in Attachment A to this ordinance, the district is required to furnish evidence to the
50 USACE that it holds sufficient title to the real property interests necessary for the projects
51 to go forward under the terms of the cooperative agreements. The city of Tukwila shall
52 act as the local public sponsor for the Tukwila 205 project and is required to furnish
53 similar evidence of title to the real property interests necessary for the implementation of
54 that project. The district may share in the maintenance responsibilities of the Tukwila
55 205 project after its completion, and so the district will receive real property interests
56 related to this project as well.

57 K. The county holds most, if not all of the real property interests required under
58 the cooperative agreements with the USACE, and desires to convey to the district those
59 real property interests for the district projects, so that the district as the local public
60 sponsor for these projects may meet the real estate requirements of the USACE under the
61 terms of the cooperative agreements and bring about the implementation of the projects.

62 The county also desires to convey to the city of Tukwila those real property interests
63 necessary for the implementation of the Tukwila 205 project with the USACE.

64 L. Due to the need to preserve the availability of federal funding for some part of
65 or all of the fifteen projects that are candidates for USACE funding, and because of the
66 potential loss of that funding, an emergency exists to immediately convey the property
67 interests to the district and the city of Tukwila as the local public sponsors under the
68 terms of the cooperative agreements with the USACE.

69 SECTION 2. Attachment B to this ordinance identifies by parcel number all of
70 the properties for which property interests are required under the terms of the cooperative
71 agreements with the USACE for the projects identified in Attachment A to this
72 ordinance. Most of the property interests are held in the name of, or by or for, King
73 County, in the form of easements, as more fully identified in Attachment B to this
74 ordinance. A much smaller number of properties are held in fee by King County, as more
75 fully identified in Attachment B to this ordinance. All easement interests held in the
76 name of or by or for King County that are identified in Attachment B to this ordinance
77 are hereby declared to be surplus and may be conveyed to the King County flood control
78 district, or to the city of Tukwila and the district, as specified in Attachment B to this
79 ordinance. In those instances where the property interests held by the county consist of
80 the full fee interest as identified in Attachment B to this ordinance, easement interests
81 sufficient to meet the requirements of the cooperation agreements with the USACE are
82 hereby declared to be surplus, and may be conveyed to the district.

83 SECTION 3. The King County executive is hereby authorized to convey by deed
84 those easement interests held in the name of, or by or for, King County, as identified in

85 Attachment B to this ordinance, to either the King County flood control zone district, or
86 to the city of Tukwila and the district, as more fully specified in Attachment B to this
87 ordinance. In those instances where the property interests held by King County consist of
88 the full fee interest, or when the interest that the county holds covers more area than is
89 needed for the requirements of the cooperative agreements with the USACE, the
90 executive is authorized to convey sufficient easement interests to meet the requirements
91 of the cooperation agreements with the USACE.

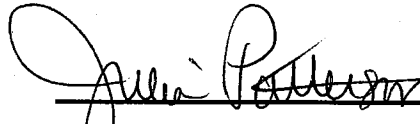
92 SECTION 4. The county council finds as a fact and declares that an emergency
93 exists and that this ordinance is necessary for the immediate preservation of public peace,

94 health or safety, or for the support of county government and its existing public
95 institutions.
96

Ordinance 16034 was introduced on 3/10/2008 and passed by the Metropolitan King County Council on 3/10/2008, by the following vote:

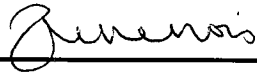
Yes: 9 - Ms. Patterson, Mr. Dunn, Mr. Constantine, Ms. Lambert, Mr. von Reichbauer, Mr. Ferguson, Mr. Gossett, Mr. Phillips and Ms. Hague
No: 0
Excused: 0

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON



Julia Patterson, Chair

ATTEST:



Anne Noris, Clerk of the Council

Attachments A. Project List for Cooperative Agreements with the U.S. Army Corps of Engineers,
 B. Part I Easements to KCFCZD, Part II Easements on Fee Parcel to KCFCZD, Part
 III Easements to Tukwila KCFCZD

FCZD2008-01

Project List for Cooperative Agreements with the U.S. Army Corps of Engineers

Item	Basin	River	Project Name	Master Project As Cited in FCZD2007-03 Attachment D	Sub- project	Fcn	Service
1	Cedar	Cedar	Dorre-Don	FL7000	FL7011	42200	42230
2	Green	Green	Dykstra Revetment	FL8000	FL8007	42300	42310
3	Green	Green	Galli's Section	FL8000	FL8009	42300	42310
4	Green	Green	Horseshoe Bend 205	FL8000	FL8010	42300	42310
5	Green	Green	Kent Shops-Narita	FL8000	FL8011	42300	42310
6	Green	Green	Myer's Golf Levee	FL8000	FL8012	42300	42310
7	Green	Green	Tukwila 205	FL8000	FL8013	42300	42310
8	Snoqualmie	Lower Snoqualmie	McElhoe Pearson	FL2000	FL2006	42100	42130
9	Snoqualmie	Lower Snoqualmie	Aldair	FL2000	FL2007	42100	42130
10	Snoqualmie	Middle Fork Snoqualmie	Mason Thorson Ells	FL1000	FL1007	42100	42120
11	Snoqualmie	Middle Fork Snoqualmie	Mason Thorson Extension	FL1000	FL1008	42100	42120
12	Snoqualmie	Raging	Raging Bridge to Bridge Left	FL4000	FL4007	42100	42150
13	Snoqualmie	Raging	Raging Bridge to Mouth Right	FL4000	FL4008	42100	42150
14	Snoqualmie	Upper Snoqualmie	Riverbend	FL1000	FL1014	42100	42120
15	Snoqualmie	Upper Snoqualmie	Si View Park	FL1000	FL1015	42100	42120

16034

Attachment B
Part I
Easements to KCFCZD

Tax Parcel Identification Number	Recording Information of Easement
GREEN RIVER	
2891100430	5125195
2891100440	5125195
2891100450	5125195
2891100340	5125195
2891100350	5125195
2891100360	5125195
2891100370	5125195
2891100380	5125195
2891100390	5125195
2891100400	5125195
2891100410	5125195
2891100420	5125195
4399220080	Map Dedication, Vol.140, Pg. 72
4399220090	Map Dedication, Vol.140, Pg. 72
7349400350	5125195
7349400360	5125195
7349400370	5125195
7349400380	5125195
7349400390	5125195
7349400400	5125195
7349400410	5125195
7349400420	5125195
7349400430	5125195
7349400440	5125195
7349400450	5125195
7349400460	5125195
7349400470	5125195
7349400480	5125195
7349400490	5125195
7349400500	5125195
7349400510	5125195
7349400520	5125195
7349400530	5125195
7349400540	5125195
7349400550	5125195
7349400560	5125195
7349400570	5125195
7349400580	5125195
7349400590	5125195
7349400600	5125195
7349400610	5125195
7349400620	5125195
7349400630	5125195

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Part I
Easements to KCFCZD

Tax Parcel Identification Number	Recording Information of Easement
7349400640	5125195
7349400650	5125195
7349400660	5125195
7349400670	5125195
7349400680	5125195
7349400690	5125195
7349400700	5125195
8944150000	5125195
8944130005	5125195
2322049010	5589769, 5589765, 5589766
2322049011	5350942
2891710050	5334355
2891710060	5334355
2891710070	5334355
2891710080	5334355
2891740080	5334355
2891740090	5334355
2891740100	5334355
2891740190	5334355
2891740200	5334355
2891740210	5334355
2891740220	5334355
0006600122	5247616
0006600123	5247616
3462800209	5242803
3462800211	5242808
3462800213	5242803
3462800214	5242803
3462800300	5242804
3462800305	5242805
3462800290	5242806
7336900000	5247616
3394200000	5242807
3462800285	5242802
2890600000	5244585
3462800260	5244585
3462800190	5115231
3462800200	5120570
3462800045	5115231

**Attachment B
Part I
Easements to KCFCZD**

Tax Parcel Identification Number	Recording Information of Easement
3462800050	5115231
3462800055.	5395758
3462800035	5395758
3462800040	5395758
CEDAR RIVER	
2085200665	5310556
2085200680	5313044
2085200685	5522162
2085200690	5313053
2085200695	5313054
2085200705	5310557
2085200710	5321310
2085200240	7708150915
2085200245	7708150915
2085200250	7708150915
2085200255	7708150915
2085200266	9708280748
2085200290	6209970
2085200300	6215540
2085200305	6215540
2085200310	6209971
2085200315	7608040562
2085200321	5633097
2085200330	5633097
2085200340	5313046
2085200345	5313047
2085200350	5784710
2085200570	5313048
2085200575	5313049
2085200585	5310551
2085200595	5315716
2085200610	5315717
2085200620	5313051
2085200625	5310552
2085200630	5310553
2085200635	5310554
2085200640	5313052
2085200645	5310555
2085200650	5310555
2085200685	5522162
2085207777	5662040, 5313043

Attachment B
Part I
Easements to KCFCZD

Tax Parcel Identification Number	Recording Information of Easement
SOUTH FORK SNOQUALMIE	
8036200340	5743682
0923089014	20030602000317
8036200335	5743682
9348200000	5743682
7330900000	5743682
8063200325	5743682
8039900015	5743688
0923089048	5743685
8036200300	5743682
8036200305	5743682
8036200310	5743682
7334400000 (tract)	5746667
MIDDLE FORK SNOQUALMIE	
0323089054	5537216
0323089022	5537223
1023089002	5620748
1023089003	5127252
1023089239	5127252
1023089083	5620748
1023089108	5537221, 5537222
LOWER SNOQUALMIE	
1625079054	5160388
1625079053	5169417
1625079011	9610091176
1024079009	5366717
0924079002	5361441
1024079012	5298397
1024079027	5735330
RAGING RIVER	
1424079090	20041201000028
1524079034	20041201000028
1424079008	20041201000028
1424079010	7707250769, 20041201000028

Attachment B
Part I
Easements to KCFCZD

Tax Parcel Identification Number	Recording Information of Easement
3924500070	7602230379
3924500060	7602230379
3924500180	7602230379
3924500190	7602230379
3924500200	7602230379
3924500210	7602230379
3924500220	7602230379
3924500230	7602230379
3924500240	7602230379
0943100728	8905240577
0943100727	8905240577
0943100729	7604300544
0943100730	7604300544
3924500080	7602230379
3924500090	7602230379
2224079020	9708280740

Attachment B
Part II
Easements on Fee Parcels to KCFCZD

Tax Parcel Identification Number	Abbreviated Legal Description
GREEN RIVER	
3462800206	Por. Tr. 24, Horseshoe Acre, Vol. 15, Pg 10
3462800001	Por. Tr. 1 - 3, Horseshoe Acre, Vol. 15, Pg 10
3462800030	Por. Tr. 3 - 5, Horseshoe Acre, Vol. 15, Pg 10
0006600018	Por. RUSSELL S W-D C # 41
CEDAR RIVER	
2085200260	Por. Lt 46 Dorre Don Camp Sites, Vol 30 Pg 42
2085200275	Por. Lt 49 & 50 Dorre Don Camp Sites, Vol 30 Pg 42
MIDDLE FORK SNOQUALMIE	
1023089091	Por. NE 1/4 OF NE 1/4, Sec. 10, 23N, 8E
1023089222	Por. NE 1/4 OF NE 1/4, Sec. 10, 23N, 8E
LOWER SNOQUALMIE	
0925079032	Por. G.L.9, SW 1/4 Sec. 9, 25N, 7E Ly Wly of Co. Rd.
1625079008	Por. G.L.1, NW 1/4 Sec.16, 25N, 7E
RAGING RIVER	
1524079183	Por. NE 1/4 OF SE 1/4 Sec.15, 24N, 7E
0943100540	Por Blk. "F", Fall City Acreage Tr., Vol. 7, Pg. 73

Attachment B
Part III
Easements to Tukwila/KCFCZD

Tax Parcel Identification Number	Recording Information of Easement
GREEN RIVER - TUKWILA	
3523049018	6014672
3523049115	6027013
3523049121	6027015
3523049116	6027015
3523049002	5223951
3523049003	5223951
3623049095	5769890
3623049094	5769890
3623049087	5769890
3623049017	5769890
3623049079	5769890