

King County

1200 King County Courthouse 516 Third Avenue Seattle, WA 98104

Legislation Details (With Text)

File #: 2002-0344 Version: 2

Type: Ordinance Status: Passed

File created: 8/26/2002 In control: Utilities Committee

 On agenda:
 8/26/2002
 Final action:
 9/23/2002

 Enactment date:
 10/1/2002
 Enactment #:
 14480

Title: AN ORDINANCE relating to the transfer of a portion of Lakehaven Utility District to Highline Water

District for the purpose of providing water service to the area known as Verzani Property Transfer.

Sponsors: Julia Patterson

Indexes: Annexations, Highline, Water Districts

Code sections:

Attachments: 1. Ordinance 14480.pdf, 2. 2002-0344 hearing notice.doc, 3. A. Legal Description, 4. B. Map, 5.

Revised Staff Report, 6. Staff Report 09-17-02

	Date	Ver.	Action By	Action	Result
•	9/23/2002	2	Metropolitan King County Council	Hearing Held	
	9/23/2002	2	Metropolitan King County Council	Passed	Pass
	9/17/2002	2	Utilities Committee	Recommended Do Pass Substitute Consent	Pass
	9/9/2002	1	Metropolitan King County Council	Hearing Held	
	8/26/2002	1	Metropolitan King County Council	Introduced and Referred	

Clerk 09/19/2002

AN ORDINANCE relating to the transfer of a portion of Lakehaven Utility

District to Highline Water District for the purpose of providing water service to

the area known as Verzani Property Transfer.

STATEMENT OF FACTS:

1. A notice of intention proposing the transfer of a portion of Lakehaven Utility District to Highline Water District for the purpose of providing water service was filed with the county council on July 24, 2002.

- 2. The parcel intended for transfer is Tax Parcel 3422049205, a 21,000- square-foot parcel known as the Verzani property.
- 3. Highline Water District has found the petition for transfer to be sufficient and has concurred

with the proposed transfer in Resolution No. 02-4-3B, passed on April 3, 2002.

- 4. Lakehaven Utility District has found the petition for transfer to be sufficient and has concurred with the proposed transfer in Resolution No. 2002-965 passed on January 24, 2002.
- 5. Highline Water District issued a determination of nonsignificance on the proposed transfer dated July 10, 2002.
- 6. King County granted the Lakehaven Utility District a franchise on January 10, 2000, to install, operate and maintain a water utility on King County, road right of ways within the district's water service area under Ordinance 13702. The franchise area included the Verzani property.
- 7. Under the assignment provisions of Lakehaven Utility District's utility franchise, the consent of the Metropolitan King County Council is required for any assignment of the franchise. No assignment shall be effective unless the assignee accepts all rights, conditions, terms, provisions, and responsibilities contained within the franchise and the surety bonds which the council deems necessary to be posted have been received. Any new or modified terms and conditions of the franchise must be approved by the council.
- 8. The council has not yet approved the assignment of any rights, conditions, terms, or obligations of Franchise 13702 covering the Verzani property from Lakehaven Utility District to Highline Water District.
- 9. The utilities technical review committee recommended county council approval of the proposed transfer on August 1, 2002.
- 10. The county council held a public hearing on September 9, 2002, and has considered the criteria set forth in RCW 57.02.040(3).

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

SECTION 1. Findings. The county council finds that:

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A. The proposed action is in compliance with the county's Comprehensive Plan;

B. The proposed action is in compliance with basinwide water or sewage plan, or both, as approved by

the state department of ecology and the state department of social and health services; and

C. The proposed action is in compliance with the policies expressed in the county's plan for water or

sewage facilities, or both.

SECTION 2. After consideration of the criteria listed in RCW 57.02.040(3), the transfer by Lakehaven

Utility District of the area described in Attachment A to this ordinance is consistent with those criteria and is

approved subject to the condition set forth in section 4 of this ordinance.

SECTION 3. Highline Water District is the appropriate entity to serve the area proposed to be

transferred.

SECTION 4. This transfer by Lakehaven is conditioned upon and will not be effective until an

ordinance approving the assignment to Highline Water District of the terms, conditions and responsibilities of

Franchise 13702 between Lakehaven Utility District and King County covering the Verzani property is

effective. The clerk of the council is directed to send the required closing letter after the ordinance approving

the franchise assignment is effective.

SECTION 5. Pursuant to RCW 57.02.045, this approval is final unless review is taken by the King

County boundary review board under chapter 36.93 RCW.

SECTION 6. Completion of this transfer does not constitute county approval or

disapproval of any other permits, certifications or actions necessary to provide service to this transferred area.

area paper two consecutive weeks

Post: outside chambers

newspapers: Highline News & Federal Way News

Publishing: Wednesdays, August 28 & September 4

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Hearing: September 9, 2002