

WHATCOM COUNTY COUNCIL AGENDA BILL

NO. 1998 - 363 A

CLEARANCES	Date	Date Received in Council Office	Agenda Date	Assigned To
Orig. Dept.: County Council	10/20/98		10/27/98	Council Introduction
Division Head:				
Dept. Head:				
Prosecutor:				
Budget:				
Executive:				

SUBJECT:

Ordinance amending WCC 17.20, Flood Control Maintenance Program

ATTACHMENTS

Ordinance

SUMMARY STATEMENT:

Related County Contract #:	Should the Clerk schedule a hearing? (Y/N Y Requested Date: 11/10/98
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Ordinance amending Whatcom County Code Chapter 17.20, Flood Control Maintenance Program

RECOMMENDED MOTION (for final action):

COUNCIL ACTION TAKEN:

1998 - 363 A 10/27/98: Introduced
11/10/98: Amended and Adopted 7-0, Ord. #98-075

Related File Numbers:

Ordinance or Resolution Number (this item only):

ORD.#98-075

SPONSORED BY: PUBLIC WORKS COMMITTEE

PROPOSED BY: PUBLIC WORKS COMMITTEE

INTRODUCTION DATE: OCTOBER 27, 1998

ORDINANCE NO. 98-075

AMENDING WHATCOM COUNTY CODE CHAPTER 17.20, FLOOD CONTROL
MAINTENANCE PROGRAM

WHEREAS, on June 17, 1997, the Whatcom County Council adopted Ordinance 97-027, repealing Ordinance 84-059 and re-establishing provisions to carry out a flood control maintenance program in accordance with RCW 36.89, 86.12, 86.15, 86.18, and 86.26, and creating Whatcom County Code Chapter 17.20; and

WHEREAS, the Whatcom County Council finds that Whatcom County Code Chapter 17.20 places a burden on some property owners which may prevent them from completing significant flood prevention projects; and

WHEREAS, all county residents benefit from the completion of these projects; and

WHEREAS, it will cost county taxpayers substantially more in repair work after flood events if these projects are not complete; and

WHEREAS, the cost of fish mitigation has been thrust upon Whatcom County by the State without state funding; and

WHEREAS, fish mitigation costs may interfere with a property owner's financial ability to do necessary flood prevention projects.

NOW THEREFORE BE IT ORDAINED by the Whatcom County Council that Whatcom County Code Chapter 17.20, Flood Control Maintenance Program, is amended as follows:

17.20.020 County participation.

The county shall participate in the financing, labor, or supply of materials for flood control projects authorized under RCW 86.12 on sites within Whatcom County. Authorized projects are subject to fiscal constraints and guidelines established herein for the prioritization of projects, provided that property owners or sponsors shall pay 20 percent of the total cost of the improvements and benefits requested. If a project is designed in such a way as to protect and enhance existing fish habitat, or the project requires fish habitat mitigation because habitat impacts are unavoidable to successfully complete the project, the property owner or sponsor shall pay 15 percent, unless the county council approves a different formula, based on the recommendation of the Whatcom County Flood Control Zone District Advisory Committee, for financial participation in a particular project.

~~The county shall participate in the financing, labor, or supply of materials for flood control projects authorized under Chapter 86.12 RCW on sites within Whatcom County, subject to fiscal constraints and guidelines established herein for the prioritization of projects; provided, that property owners or sponsors shall pay for 30 percent of the local cost of the improvements and benefits requested, unless the county council approves a different formula for financial participation in a particular project.~~

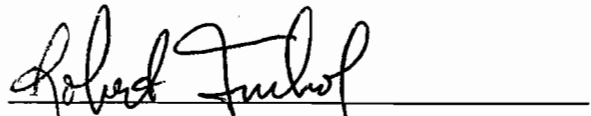
ADOPTED THIS 10 DAY OF NOV., 1998

ATTEST:



Dana Brown-Davis, Clerk of the Council

WHATCOM COUNTY COUNCIL
WHATCOM COUNTY, WASHINGTON



Robert Imhof, Council Chair

APPROVED AS TO FORM:



Karen Frakes, Deputy Prosecutor

APPROVED () DENIED ()



Pete Kremen, County Executive