

**WHATCOM COUNTY COUNCIL AGENDA BILL**

NO. 2006-423

CLEARANCES	Initial	Date	Date Received in Council Office	Agenda Date	Assigned to:
Originator:	JMM	10-27-06	<b>RECEIVED</b>  <b>OCT 31 2006</b>  <b>WHATCOM COUNTY COUNCIL</b>	11-08-06	Introduction
Division Head:				11-21-06	Public Hearing
Dept. Head:	JMM JM	10-27-06			
Prosecutor:	dlg DG	10/25/06			
Purchasing/Budget:	BB	10/27/06			
Executive:	[Signature]	10-31-06			

**TITLE OF DOCUMENT:** A Resolution by the Governing Body of the County-wide Flood Control Zone District (WCFCZD) extending the current WCFCZD funding mechanism and levels for the **Sumas/Nooksack/Everson Sub Zone**

**ATTACHMENTS:**

SEPA review required? ( ) Yes ( <input checked="" type="checkbox"/> ) NO	Should Clerk schedule a hearing? ( <input checked="" type="checkbox"/> ) Yes ( ) NO
SEPA review completed? ( ) Yes ( ) NO	Requested Date: November 21, 2006

**SUMMARY STATEMENT OR LEGAL NOTICE LANGUAGE:** (If this item is an ordinance or requires a public hearing, you must provide the language for use in the required public notice. Be specific and cite RCW or WCC as appropriate. Be clear in explaining the intent of the action.)

It is the intent of the Board of Supervisors of the flood control zone district that the activities funded through the district and this subzone be continued for the next year, as the district needs a continuing source of funding during that time.

This resolution will extend the funding mechanism through 2007.

<p><b>COMMITTEE ACTION:</b></p>	<p><b>COUNCIL ACTION:</b></p> <p>11/08/2006: Introduced                  11/21/2006: Council Approved 7-0                  Res. 2006-071</p>
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<p><b>Related County Contract #:</b></p>	<p><b>Related File Numbers:</b></p>	<p><b>Ordinance or Resolution Number:</b> Res. 2006-071</p>
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**Please Note:** Once adopted and signed, ordinances and resolutions are available for viewing and printing on the County's website at: [www.co.whatcom.wa.us/council](http://www.co.whatcom.wa.us/council).

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SPONSORED BY: CONSENT  
PROPOSED BY: PUBLIC WORKS  
INTRODUCTION DATE: 11/08/2006

***A Resolution by the Governing Body of the  
County-wide Flood Control Zone District  
hereinafter referred to as the Whatcom County  
Flood Control Zone District (WCFCZD)***

**RESOLUTION NO. 2006- 071**

**AMENDING THE CURRENT WHATCOM COUNTY  
FLOOD CONTROL ZONE DISTRICT (WCFCZD)  
FUNDING MECHANISM AND LEVELS FOR THE  
SUMAS/NOOKSACK/EVERSON SUBZONE**

WHEREAS, the WCFCZD was duly created by Whatcom County to provide a governmental entity and structure through which to address flooding and achieve flood damage reduction in Whatcom County; and,

WHEREAS, the Sumas/Nooksack/Everson Subzone was established, in terms of governance structure, as set forth thoroughly in the preamble to Ordinance 97-051; and,

WHEREAS, Resolution No. 2005-075 provided for a funding mechanism through December 31, 2006 and is now expiring; and,

WHEREAS, since it is the intent of the Board of Supervisors of the flood control zone district that the activities funded through the Subzone be continued for the next year, the district needs a continuing source of funding during that time; and,

WHEREAS, the use of assessments is a proper funding mechanism for Subzone activities;

NOW, THEREFORE, BE IT RESOLVED by the WCFCZD Board of Supervisors that the funding mechanism for the Sumas/Nooksack/Everson Subzone, be as follows:

1	<b>Type of Parcel</b>	<b>Sub-zone Fee</b>	<b>Minimum Fee</b>
2	Unimproved,	\$0.25/acre	\$5.00/parcel
3	outside flood hazard area		
4			
5	Improved,	\$0.375/acre	\$5.00/parcel
6	outside flood hazard area		
7			
8	Unimproved,	\$0.50/acre	\$5.00/parcel
9	within flood hazard area		
10			
11	Improved,	\$2.50/acre	Improvement Value / Minimum fee
12	within flood hazard area		\$1 – \$24,999 = \$5.00/parcel
13			\$25,000 - \$49,999 = \$30.00/parcel
14			\$50,000 - \$100,000 = \$55.00/parcel
15			\$100,001 - \$300,000 = \$75.00/parcel
16			greater than \$300,000 = \$200.00/parcel
17			
18	Unimproved, part in		
19	and out of flood hazard area	Prorated by area	\$5.00/parcel
20		\$0.25/acre out, and	
21		\$0.50/acre in	
22			
23	Improved, part in	Prorated by area	Improvement Value / Minimum fee
24	and out of flood hazard area	\$0.375/acre out, and	\$1 – \$24,999 = \$5.00/parcel
25		\$2.50/acre in*	\$25,000 - \$49,999 = \$30.00/parcel
26			\$50,000 - \$100,000 = \$55.00/parcel
27			\$100,001 - \$300,000 = \$75.00/parcel
28			greater than \$300,000 = \$200.00/parcel
29			

30           \*If the improvement can be shown to be located entirely outside of the flood hazard  
31 area, the rate applied to the acreage within the flood hazard area can be reduced to the  
32 unimproved rate of \$0.50/acre in the flood hazard area.  
33

34 For purposes of this resolution, the term "parcel" is defined to include auxiliary  
35 residential units, such as condominiums and mobile homes when they are not included  
36 in the parent land parcel.  
37

38 Fees for all parcels designated as "Open Space", Classified Forest Land, Designated  
39 Forest Land and Non-commercial Forest and Forest Reserves will be reduced by 40%.  
40 However, in no instance shall the reduction operate to reduce the amount owing below  
41 the \$5.00 minimum per parcel.  
42

43 Flood hazard areas, for purposes of this resolution, are defined as those areas mapped  
44 as 100-year floodplains or alluvial fans as shown on the latest maps produced by the  
45 Federal Emergency Management Agency and being used by the County for  
46 administering the Flood Damage Prevention Ordinance.  
47

48 BE IT FURTHER RESOLVED that the following parcels are exempt from paying  
49 fees to the Sumas/Nooksack/Everson Subzone:  
50

- 51           a. All parcels owned by the Federal Government,

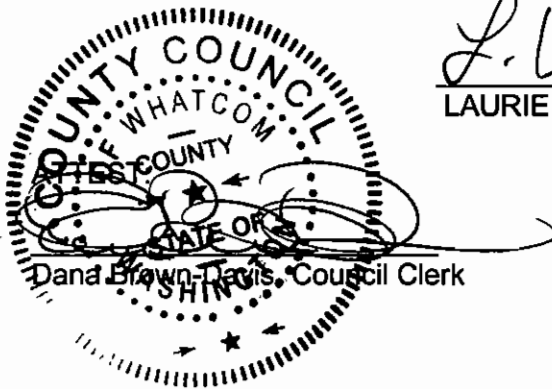
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- b. All parcels classified as Indian Lands held in trust,
- c. All parcels exclusively classified as mineral rights,
- d. All parcels owned by the State, classified as "bedlands or tidelands",
- e. All parcels with assessed value less than or equal to \$2,500.

APPROVED this 21 day of November, 2006.

WHATCOM COUNTY FLOOD CONTROL  
ZONE DISTRICT BOARD OF SUPERVISORS,  
WHATCOM COUNTY, WASHINGTON

  
LAURIE CASKEY-SCHREIBER, COUNCIL CHAIR



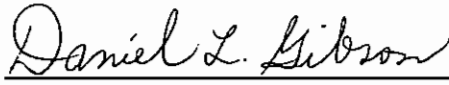
Dana Brown-Davis, Council Clerk

Approved       Denied

  
Pete Kremen, County Executive

Date: 11-22-06

APPROVED AS TO FORM:

  
Daniel L. Gibson, Senior Civil Deputy  
Prosecuting Attorney