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Amy Gray
SDOT King County South Magnolia CSO RES
July 11, 2013
Version #2a

CITY OF SEATTLE
RESOLUTION 31476

A RESOLUTION granting conceptual approval to King County Department of Natural Resources and Parks, Wastewater Treatment Division to expand, construct, maintain, and operate diversion structures in 32nd Avenue West to redirect combined sewer overflows as part of the South Magnolia Combined Sewer Overflow Control Project.

WHEREAS, King County Department of Natural Resources and Parks, Wastewater Treatment Division ("KCWTD") has applied for permission to expand an existing below-grade diversion structure facility in 32nd Avenue West with the possibility of constructing an additional below-grade diversion structure in the vicinity that may include a retaining wall, above-grade cabinet, manhole covers and hatches, and vent pipes (the "South Magnolia CSO project" or "project"); and

WHEREAS, the purpose of the project is to reduce and control stormwater flows to the combined sewer system and the frequency of combined sewer overflow ("CSO") events at Seattle Public Utility's South Magnolia Basin outfall to Puget Sound; and

WHEREAS, KCWTD has determined that installing and implementing the South Magnolia diversion structure is KCWTD's preferred option for complying with KCWTD's National Pollution Discharge Elimination System Waste Discharge Permit No. WA-002918-1 for the West Point Wastewater Treatment Plant that requires KCWTD to limit CSO events to Puget Sound at the South Magnolia Basin to no more than one overflow per year; and

WHEREAS, in making a recommendation, the Director of the Seattle Department of Transportation ("Director") considered the submitted plans and application materials for constructing the South Magnolia CSO project and recommends that conceptual approval be granted; NOW, THEREFORE,

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SEATTLE, THE
MAYOR CONCURRING, THAT:**

Section 1. The City Council finds that the South Magnolia CSO project is in the public interest.

1 Section 2. As conditions for obtaining permission to construct the South Magnolia CSO
2 project, KCWTD shall:

3 (1) Provide structural engineering and utility plans to the Seattle Department of
4 Transportation for reviewing and permitting;

5 (2) Provide public liability insurance naming the City as an additional insured or in the
6 form of self-insurance, either as approved by the City's Risk Manager;

7 (3) Pay all City permit fees;

8 (4) Obtain all necessary land use or building permits; and

9 (5) Remove the South Magnolia CSO project and restore the right-of-way to its original
10 condition if KCWTD fails to perform any obligation under the term permit within a reasonable
11 time after receiving notice by the City specifying the failure to perform.
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14 Section 3. After this resolution is adopted, SDOT will present to the Council for its
15 modification or approval a draft term permit ordinance that prescribes the conditions under
16 which permission to use the right-of-way will be granted and the specific location of the
17 diversion structures on 32nd Avenue West.

18 Section 4. As recommended by the Director and the Mayor, conceptual approval for
19 construction of the South Magnolia CSO project is GRANTED.
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Adopted by the City Council the ____ day of _____, 2013, and
signed by me in open session in authentication of its adoption this _____ day
of _____, 2013.

President _____ of the City Council

THE MAYOR CONCURRING:

Michael McGinn, Mayor

Filed by me this ____ day of _____, 2013.

Monica Martinez Simmons, City Clerk

(Seal)

FISCAL NOTE FOR NON-CAPITAL PROJECTS

Department:	Contact Person/Phone:	CBO Analyst/Phone:
Seattle Department of Transportation	Angela Steel/684-5967	Christie Parker/684-5211

Legislation Title:

A RESOLUTION granting conceptual approval to King County Department of Natural Resources and Parks, Wastewater Treatment Division to expand, construct, maintain, and operate diversion structures in 32nd Avenue West to redirect combined sewer overflows as part of the South Magnolia Combined Sewer Overflow Control Project.

Summary of the Legislation:

This proposed resolution grants the conceptual approval for King County Department of Natural Resources and Parks, Wastewater Treatment Division ("KCWTD") to expand, construct, operate, and maintain diversion structures in 32nd Avenue West to redirect combined sewer overflows as part of the South Magnolia Combined Sewer Overflow ("CSO") Control Project. An area map is attached for reference.

The purpose of the South Magnolia CSO Project is to reduce and control stormwater flows to the combined sewer system and frequency of CSO events at Seattle Public Utility's South Magnolia Basin outfall to Puget Sound.

Background:

KCWTD has determined that installing and implementing the South Magnolia diversion structure is KCWTD's preferred option for complying with KCWTD's National Pollution Discharge Elimination System Waste Discharge Permit No. WA-002918-1 for the West Point Wastewater Treatment Plant that requires KCWTD to limit CSO events to Puget Sound at the South Magnolia Basin to no more than one overflow per year.

Please check one of the following:

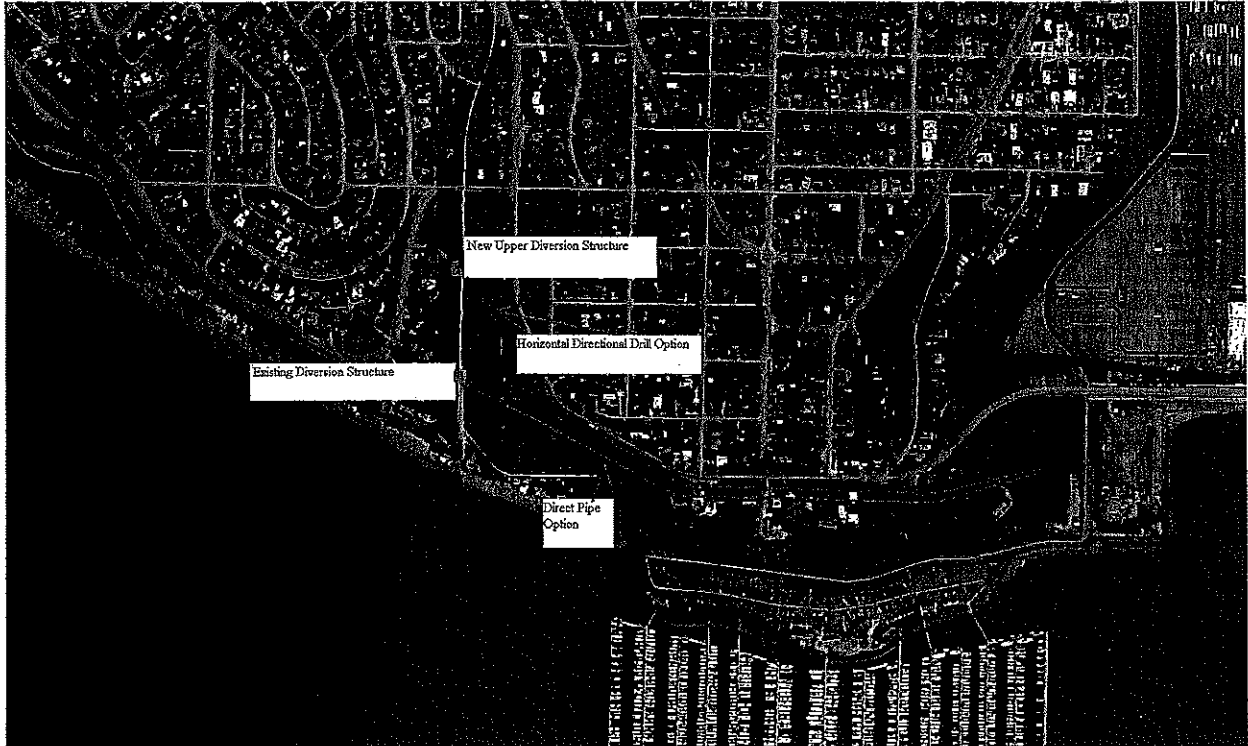
- This legislation does not have any financial implications.**
Although this resolution does not accept or appropriate funds, SDOT will receive a permit fee from KCWTD after the effective date of the term permit ordinance.

List attachments to the fiscal note below:

Attachment A – King County South Magnolia CSO Area Map

Amy Gray
SDOT King County South Magnolia CSO ATT A
July 10, 2013
Version #1

Attachment A – King County South Magnolia CSO Area Map



Map is for informational purposes only and is not intended to modify or supplement the legal description(s) in the Resolution.