

Resolution No. 31304

A RESOLUTION granting conceptual approval to King County Department of Natural Resources and Parks, Wastewater Treatment Division; to expand, operate, and maintain, an existing pump station located in the Southwest Barton Street shoreline street end, which is located west of Fauntleroy Way Southwest; by upgrading the pump station to provide emergency backup power, increased pumping capacity, and provide odor control.

Related Legislation File: _____

Date Introduced and Referred: <u>June 27, 2011</u>	To: (committee): <u>Transportation</u>
Date Re-referred:	To: (committee):
Date Re-referred:	To: (committee):
Date of Final Action: <u>7.5.11</u>	Date Presented to Mayor: <u>7.5.11</u>
Date Signed by Mayor: <u>July 7, 2011</u>	Date Returned to City Clerk: <u>July 7, 2011</u>
Published by Title Only <input checked="" type="checkbox"/>	Date Returned Without Concurrence:
Published in Full Text	

The City of Seattle – Legislative Department

Resolution sponsored by: *Ed Rosnessen*

Committee Action:

Date	Recommendation	Vote
<u>6-28-11</u>	<u>Adopt</u>	<u>TRSC SB 3-0</u>

This file is complete and ready for presentation to Full Council. _____

Full Council Action:

Date	Decision	Vote
<u>7.5.11</u>	<u>Adopted as ^{OU} amended</u>	<u>9-0</u>

Law Department

RESOLUTION 31304

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3 A RESOLUTION granting conceptual approval to King County Department of Natural
4 Resources and Parks, Wastewater Treatment Division; to expand, operate, and maintain,
5 an existing pump station located in the Southwest Barton Street shoreline street end,
6 which is located west of Fauntleroy Way Southwest; by upgrading the pump station to
7 provide emergency backup power, increased pumping capacity, and provide odor control.

8
9 WHEREAS, by Ordinance 86931, the land where the Municipality of Metropolitan Seattle
10 (Metro) Southwest Barton Street Pump Station (pump station) is located was acquired by
11 condemnation for the purpose of widening Southwest Barton Street and building the
12 pump station and ferry facilities;

13
14 WHEREAS, the City of Seattle (City) and Metro entered into an "Agreement for Sewage
15 Disposal" on January 26, 1961 (the 1961 Agreement) as authorized by Ordinance 89363;
16 and

17
18 WHEREAS, under the 1961 Agreement, the City agreed to transfer sewage facilities, including
19 the pump station, listed in the Agreement from the City to Metro; and Metro agreed to
20 maintain, operate, repair, and replace the pump station; and

21
22 WHEREAS, in 1994, Metro merged with and became part of King County; and

23
24 WHEREAS, the proposed pump station upgrade project includes constructing an underground
25 generator and underground fuel storage tank, odor control facility, vault room and other
26 improvements to benefit the public; and

27
28 WHEREAS, to complete the upgrade to the facility, City Council (Council) must also approve a
separate Council Land Use Action under Clerk's File 311027 to allow the use of a parcel
located immediately to the north of the project site as well as landscape enhancements
within the City's Shoreline Overlay zone; 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 underground generator and fuel tank, odor control facility, and vault
room; and recommends that conceptual approval be granted; NOW, THEREFORE,

1
2 **BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SEATTLE, THE**
3 **MAYOR CONCURRING, THAT:**

4
5 Section 1. The City Council finds that the pump station upgrade is in the public interest.

6 Section 2. As conditions for obtaining permission to construct the pump station upgrade
7 project, the King County Wastewater Treatment Division shall:

8 (1) Provide structural engineering and utility plans to the Seattle Department of
9 Transportation and the Department of Planning and Development for reviewing and permitting;
10

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

13 (3) Pay all permit fees to the City;

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

15 (5) Remove the pump station and restore the right-of-way to its original condition if King
16 County fails to perform an obligation under the term permit within a reasonable time after
17 receiving notice by the City specifying such failure.

18
19 Section 3. The City Council is also reviewing a separate Council Land Use Action (Clerk
20 File 311027) to allow the residential property located immediately to the north of the pump
21 station to be used as an accessory office use for managing the pump station construction project.
22 Council's review will include upgrades and enhancements to the landscape within the adjacent
23 shoreline overlay zone. Council has agreed to act on this resolution now to ensure that a timely
24 review and action occur on the Council Land Use action. Additional project information may,
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1 however, be required by SDOT following Council's review of this resolution, to ensure that all
2 minimum plan submittal requirements have been met.

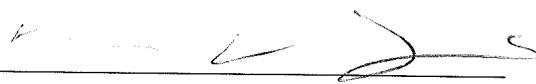
3 Section 4. After this resolution is adopted, SDOT will present to the Council for its
4 modification or approval a draft term permit ordinance that prescribes the conditions under
5 which permission to use the right-of-way will be granted.

6 Section 5. As recommended by the Director and the Mayor, conceptual approval for
7 construction of the pump station upgrade project is GRANTED.

8 Adopted by the City Council the 5th day of July, 2011, and
9 signed by me in open session in authentication of its adoption this 5th day
10 of July, 2011.

11
12 
13 _____
14 President _____ of the City Council

15 THE MAYOR CONCURRING:

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17 
18 _____
19 Michael McGinn, Mayor

20 Filed by me this 7th day of July, 2011.

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22 
23 _____
24 Monica Martinez Simmons, City Clerk

25 (Seal)

FISCAL NOTE FOR NON-CAPITAL PROJECTS

Department:	Contact Person/Phone:	CBO Analyst/Phone:
Seattle Department of Transportation	Angela Steel/684-5967	Rebecca Guerra/684-5339

Legislation Title:

A RESOLUTION granting conceptual approval to King County Department of Natural Resources and Parks, Wastewater Treatment Division; to expand, operate, and maintain, an existing pump station located in the Southwest Barton Street shoreline street end, which is located west of Fauntleroy Way Southwest; by upgrading the pump station to provide emergency backup power, increased pumping capacity, and provide odor control.

Summary of the Legislation:

This proposed resolution grants the conceptual approval for King County Department of Natural Resources and Parks (King County) to expand, operate, and maintain an existing pump station located in the Southwest Barton Street shoreline street end, located west of Fauntleroy Way Southwest. The expansion project includes upgrading the pump station in order to provide emergency backup power, increased pumping capacity, and to provide odor control.

To complete the upgrade of the facility, Council must also approve a separate Council Land Use Action under Clerk's File 311027 to allow the use of a parcel located immediately to the north of the project site as well as landscape enhancements within the City's Shoreline Overlay zone.

Background:

By Ordinance 86931, the land where the existing pump station is located was acquired by condemnation for the purpose of widening Southwest Barton Street and building the pump station and ferry facilities.

The City and the Municipality of Metropolitan Seattle (Metro) entered into an "Agreement for Sewage Disposal" on January 26, 1961 (the 1961 Agreement) as authorized by Ordinance 89363. Under the 1961 Agreement, the City agreed to transfer sewage facilities, including the pump station, from the City to Metro. In 1994, Metro merged with and became part of King County.

Please check one of the following:

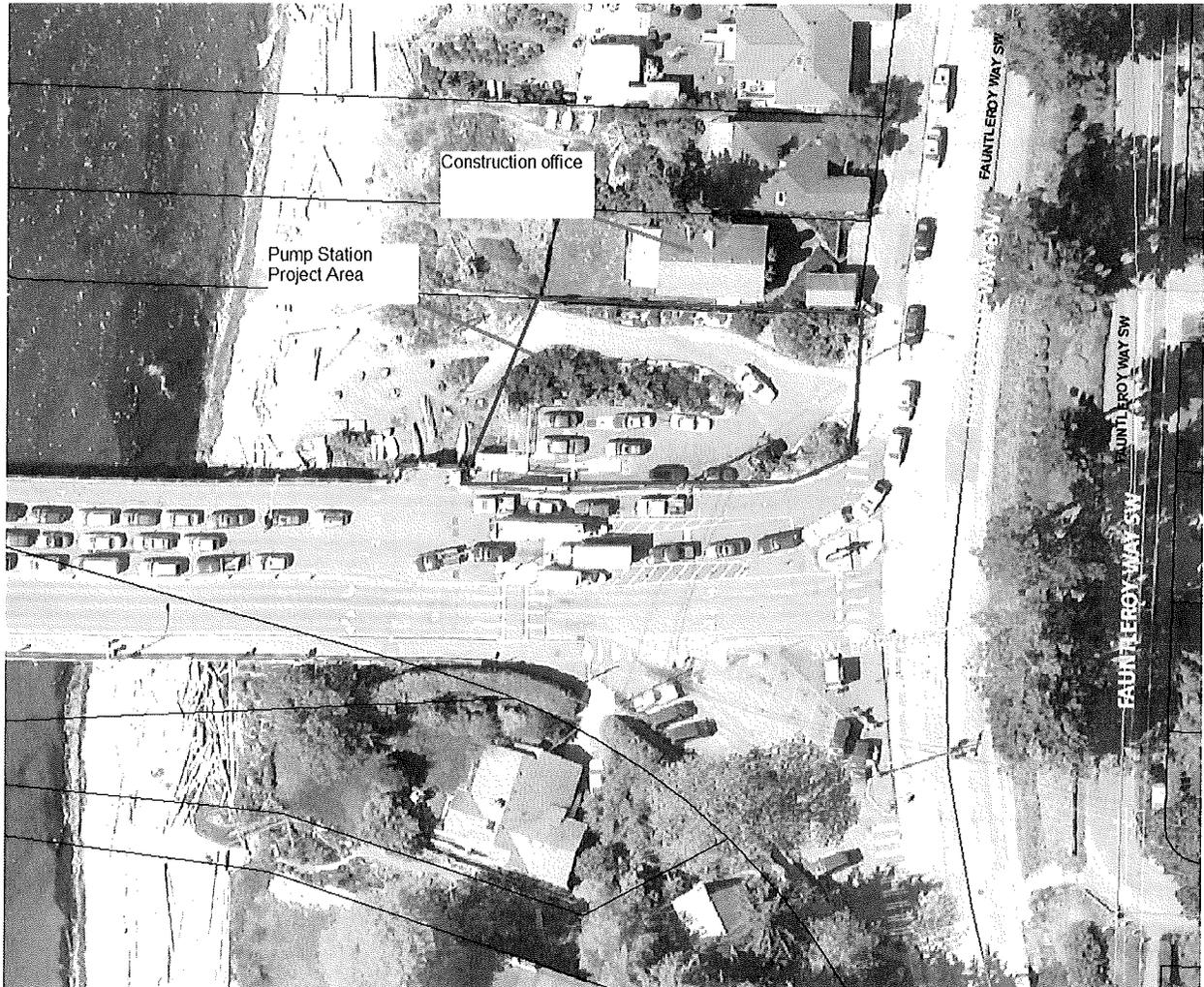
X This legislation does not have any financial implications.

Although this resolution does not accept or appropriate funds, SDOT will receive a permit fee from King County after the completion of the pump station construction.

List attachments to the fiscal note below:

Attachment A – SW Barton Street Pump Station Area Map

Attachment A – SW Barton Street Pump Station Area Map



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





City of Seattle
Office of the Mayor

June 21, 2011

Honorable Richard Conlin
President
Seattle City Council
City Hall, 2nd Floor

Dear Council President Conlin:

I am pleased to transmit the attached Resolution that accepts the proposed conceptual design for the King County Department of Natural Resources and Parks to expand, operate, and maintain an existing pump station located in the Southwest Barton Street shoreline street end right-of-way, west of Fauntleroy Avenue Southwest.

As part of the pump station expansion project, King County is proposing to upgrade the pump station in order to provide emergency back up power and odor control, and also increase pumping capacity.

The Seattle Department of Transportation and Department of Planning and Development have and continue to work with King County to determine the preferred design and location of the pump station expansion in Southwest Barton Street right-of-way.

Thank you for your consideration of this resolution. Should you have questions, please contact Angela Steel at 684-5967.

Sincerely,

A handwritten signature in black ink, appearing to read "Michael McGinn", written over a horizontal line.

Michael McGinn
Mayor of Seattle

cc: Honorable Members of the Seattle City Council

Michael McGinn, Mayor
Office of the Mayor
600 Fourth Avenue, 7th Floor
PO Box 94749
Seattle, WA 98124-4749

Tel (206) 684-4000
Fax (206) 684-5360
TDD (206) 615-0476
mike.mcgin@seattle.gov



RESOLUTION

A RESOLUTION granting conceptual approval to King County Department of Natural Resources and Parks, Wastewater Treatment Division; to expand, operate, and maintain, an existing pump station located in the Southwest Barton Street shoreline street end, which is located west of Fauntleroy Avenue Southwest; by upgrading the pump station to provide emergency backup power, increased pumping capacity, and provide odor control.

WHEREAS, by Ordinance 86931, the land where the Municipality of Metropolitan Seattle (Metro) Southwest Barton Street Pump Station (pump station) is located was acquired by condemnation for the purpose of widening Southwest Barton Street and building the pump station and ferry facilities;

WHEREAS, the City of Seattle (City) and Metro entered into an "Agreement for Sewage Disposal" on January 26, 1961 (the 1961 Agreement) as authorized by Ordinance 89363; and

WHEREAS, under the 1961 Agreement, the City agreed to transfer sewage facilities, including the pump station, listed in the Agreement from the City to Metro; and Metro agreed to maintain, operate, repair, and replace the pump station; and

WHEREAS, in 1994, Metro merged with and became part of King County; and

WHEREAS, the proposed pump station upgrade project includes constructing an underground generator and underground fuel storage tank, odor control facility, vault room and other improvements to benefit the public; and

WHEREAS, to complete the upgrade to the facility, City Council (Council) must also approve a separate Council Land Use Action under Clerk's File 311027 to allow the use of a parcel located immediately to the north of the project site as well as landscape enhancements within the City's Shoreline Overlay zone; 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 underground generator and fuel tank, odor control facility, and vault room; 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:**

THIS VERSION IS NOT ADOPTED



1 Section 1. The City Council finds that the pump station upgrade is in the public interest.

2 Section 2. As conditions for obtaining permission to construct the pump station upgrade
3 project, the King County Wastewater Treatment Division shall:

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

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

8 (3) Pay all permit fees to the City;

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

10 (5) Remove the pump station and restore the right-of-way to its original condition if King
11 County fails to perform an obligation under the term permit within a reasonable time after
12 receiving notice by the City specifying such failure.
13

14
15 Section 3. The City Council is also reviewing a separate Council Land Use Action (Clerk
16 File 311027) to allow the residential property located immediately to the north of the pump
17 station to be used as an accessory office use for managing the pump station construction project.
18 Council's review will include upgrades and enhancements to the landscape within the adjacent
19 shoreline overlay zone. Council has agreed to act on this resolution now to ensure that a timely
20 review and action occur on the Council Land Use action. Additional project information may,
21 however, be required by SDOT following Council's review of this resolution, to ensure that all
22 minimum plan submittal requirements have been met.
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THIS VERSION IS NOT ADULTED



1 Section 4. After this resolution is adopted, SDOT will present to the Council for its
2 modification or approval a draft term permit ordinance that prescribes the conditions under
3 which permission to use the right-of-way will be granted.

4 Section 5. As recommended by the Director and the Mayor, conceptual approval for
5 construction of the pump station upgrade project is GRANTED.

6 Adopted by the City Council the ____ day of _____, 2011, and
7 signed by me in open session in authentication of its adoption this ____ day
8 of _____, 2011.

9
10 _____
11 President _____ of the City Council

12
13 THE MAYOR CONCURRING:

14
15 _____
16 Michael McGinn, Mayor

17
18 Filed by me this ____ day of _____, 2011.

19
20 _____
21 Monica Martinez Simmons, City Clerk

22
23 (Seal)

THIS VERSION IS NOT ADOPTED



STATE OF WASHINGTON – KING COUNTY

--SS.

273921
CITY OF SEATTLE, CLERKS OFFICE

No. 31304

Affidavit of Publication

The undersigned, on oath states that he is an authorized representative of The Daily Journal of Commerce, a daily newspaper, which newspaper is a legal newspaper of general circulation and it is now and has been for more than six months prior to the date of publication hereinafter referred to, published in the English language continuously as a daily newspaper in Seattle, King County, Washington, and it is now and during all of said time was printed in an office maintained at the aforesaid place of publication of this newspaper. The Daily Journal of Commerce was on the 12th day of June, 1941, approved as a legal newspaper by the Superior Court of King County.

The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

CT:TITLE ONLY RESOLUTION

was published on

07/15/11

The amount of the fee charged for the foregoing publication is the sum of \$ 40.95, which amount has been paid in full.



Affidavit of Publication

07/15/11

Subscribed and sworn to before me on

Notary public for the State of Washington,
residing in Seattle

State of Washington, King County

City of Seattle Title Only Resolution

The full text of the following legislation, passed by the City Council on July 5, 2011, and published below by title only, will be mailed upon request, or can be accessed at <http://clerk.seattle.gov>. For information on upcoming meetings of the Seattle City Council, please visit <http://www.seattle.gov/council/calendar>.

Contact: Office of the City Clerk at (206) 684-8344.

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Date of publication in the Seattle Daily Journal of Commerce, July 15, 2011.

7/15(273921)