



Whatcom County

COUNTY COURTHOUSE
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Agenda Bill Report

File Number: AB2024-095

File ID: AB2024-095 **Version:** 1 **Status:** Substitute Approved
File Created: 01/16/2024 **Entered by:** CHalka@co.whatcom.wa.us
Department: Council Office **File Type:** Resolution

Assigned to: Council Public Works & Health Committee **Final Action:** 03/19/2024
Agenda Date: 03/19/2024 **Enactment #:** RES 2024-013
Related Files:

Primary Contact Email: chalka@co.whatcom.wa.us

TITLE FOR AGENDA ITEM:

Resolution approving the Whatcom County Water District No. 2 Water System Plan

SUMMARY STATEMENT OR LEGAL NOTICE LANGUAGE:

Resolution approving the Whatcom County Water District No. 2 Water System Plan

HISTORY OF LEGISLATIVE FILE

Date:	Acting Body:	Action:	Sent To:
03/19/2024	Council Public Works & Health Committee	RECOMMENDED FOR APPROVAL WITH PROPOSED AMENDMENT(S)	
		Aye: 3 Galloway, Scanlon, and Stremler	
		Nay: 0	
03/19/2024	Council	SUBSTITUTE APPROVED	
		Aye: 7 Buchanan, Byrd, Donovan, Elenbaas, Galloway, Scanlon, and Stremler	
		Nay: 0	

Attachments: Resolution, Letter - PW, Letter - Health, Letter - PDS, Plan, Substitute Resolution amended in Committee 3.19.2024

RESOLUTION NO. 2024-013

APPROVING THE WHATCOM COUNTY WATER DISTRICT NO. 2 WATER SYSTEM PLAN

WHEREAS, the Whatcom County Water District No. 2 (WCWD2) Water System Plan (the Plan) was prepared at the request of the District Board of Commissioners; and

WHEREAS, per WAC 197-11-845, the Plan is proposed to have less than one thousand connections and is therefore exempt from SEPA review; and

WHEREAS, per RCW 57.16.010, Whatcom County Public Works approved the Plan Update on January 12, 2024, contingent on compliance with the following:

1. All work performed in County right-of-way requires a Revocable Encroachment Permit as a prerequisite. See Whatcom County Code (WCC) 12.16 for additional information.
2. Depending on the scope of work of any given WCWD2 planned water system facilities project, the County might require:
 - a. Other permits (e.g., building, conditional use, land disturbance, shoreline) as a prerequisite to project execution, and;
 - b. Stormwater management documentation, with possible required engineered stormwater management system design.
3. To accommodate our desire to minimize disturbance to County roadway surfaces, we encourage the WCWD2 to locate, where feasible, new or reworked water system facilities outside the existing pavement of any improved County roadway.
4. We encourage the WCWD2 to accomplish, to the maximum extent feasible, its planned water system projects that involve work in County rights-of-way, in advance of our planned road projects. This will minimize roadway patching that would otherwise occur without coordination; and

WHEREAS, the Whatcom County Planning and Development Services issued a Local Government Consistency Determination on February 21, 2024; and

WHEREAS, the Whatcom County Health and Community Services Department issued a Local Government Consistency Determination on February 29, 2024; and

WHEREAS, RCW 57.16.010(7) requires the County Council approve, conditionally approve, or reject comprehensive water system plans; and

WHEREAS, Whatcom County Water District No. 2 has submitted a final version of the Plan to the County Council for review and approval; and

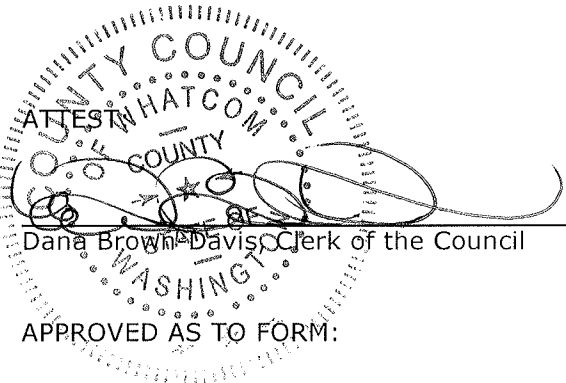
1 **WHEREAS**, under the provisions of state law, the Whatcom County Comprehensive Plan,
2 and the County-Wide Planning Policies, water service in rural areas must be at rural levels and
3 should not be used as a basis for rezoning property; and
4

5 **WHEREAS**, Whatcom County has reviewed the Whatcom County Water District 2 Water
6 System Plan for compliance with the approval criteria set forth in RCW 57.16.010(7) and RCW
7 57.02.040 and finds that the Plan satisfies these criteria, subject to certain conditions.
8

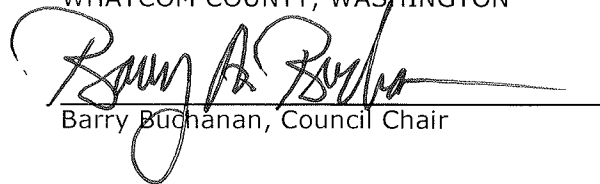
9 **NOW, THEREFORE, BE IT RESOLVED** that the Whatcom County Council hereby
10 approves the Whatcom County Water District No. 2 Water System Plan, subject to the following
11 conditions:

- 12 1. All work performed in County right-of-way requires a Revocable Encroachment Permit as
13 a prerequisite. See Whatcom County Code (WCC) 12.16 for additional information.
- 14 2. Depending on the scope of work of any given WCWD2 planned water system facilities
15 project, the County might require:
 - 16 a. Other permits (e.g., building, conditional use, land disturbance, shoreline) as a
17 prerequisite to project execution, and;
 - 18 b. Stormwater management documentation, with possible required engineered
19 stormwater management system design.
- 20 3. To accommodate our desire to minimize disturbance to County roadway surfaces, we
21 encourage the WCWD2 to locate, where feasible, new or reworked water system facilities
22 outside the existing pavement of any improved County roadway; and
- 23 4. We encourage the WCWD2 to accomplish, to the maximum extent feasible, its planned
24 water system projects that involve work in County rights-of-way, in advance of our
25 planned road projects. This will minimize roadway patching that would otherwise occur
26 without coordination.
27

28
29 **APPROVED** this 19th day of March, 2024.
30



WHATCOM COUNTY COUNCIL
WHATCOM COUNTY, WASHINGTON


Barry Buchanan, Council Chair

44 /s/ Royce Buckingham/email 2/29/24 ch
45 Civil Deputy Prosecutor