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PROPOSED BY: \_\_\_\_\_  
INTRODUCTION DATE: OCTOBER 10, 2023

RESOLUTION NO. \_\_\_\_\_

**APPROVING THE SAMISH WATER DISTRICT  
COMPREHENSIVE SEWER PLAN UPDATE**

**WHEREAS**, the Samish Water District Comprehensive Sewer Plan was prepared in May 2023 at the request of the Samish Water District Board of Commissioners and in accordance with the Washington State Department of Ecology (DOE) guidelines as presented in [Washington Administrative Code \(WAC\) 173-240-50](#).; and

**WHEREAS**, a determination of non-significance was issued by the Samish Water District for the Comprehensive Sewer Plan on May 31, 2023, pursuant to the State Environmental Policy Act; and

**WHEREAS**, [RCW 57.16.010\(7\)](#) requires that all comprehensive water and sewer system plans and plan amendments be either approved, conditionally approved, or rejected by the legislative authority of the county in which the district is located: and

**WHEREAS**, as required by [RCW 57.16.010\(7\)](#), the Whatcom County Health Department approved the Comprehensive Sewer Plan on August 31, 2023; and

**WHEREAS**, as required by [RCW 57.16.010\(7\)](#), Whatcom County Public Works approved the Comprehensive Sewer Plan on September 5, 2023, with the following notations:

- The District should coordinate its planned water and sewer system facilities construction program with the County's planned road construction program.
- All work performed in County public road right-of-way requires a Revocable Encroachment Permit as a prerequisite.
- Depending on the scope of work of any given District planned water and sewer system facilities project, the County might require:
  - o Other permits (e.g., building, conditional use, land disturbance, shoreline) as a prerequisite to project execution, and
  - o Stormwater management documentation, with possible consequent engineered stormwater management system design; and

**WHEREAS**, a review of the Samish Water District's Comprehensive Sewer Plan by the Whatcom County Planning and Development Services Department resulted in no comments or concerns; and

**WHEREAS**, in accordance with [RCW 57.16.010\(7\)](#), before becoming effective, the plan shall be approved by any state agency whose approval may be required by law; and

**WHEREAS**, the Samish Water District submitted the Comprehensive Sewer Plan to the Washington State Department of Ecology on August 2, 2023 for review and comment; and

1           **WHEREAS**, according to [RCW 57.16.160](#), the appropriate state agency has 90 days  
2 to review and either approve, conditionally approve, reject, or request amendments; and  
3

4           **WHEREAS**, ~~the-Whatcom~~ County ~~Council~~ has reviewed the Samish Water District  
5 Comprehensive Sewer Plan for compliance with the approval criteria set forth in [RCW](#)  
6 [57.16.010\(7\)](#) and [RCW 57.02.040](#) and finds that the plan satisfies these criteria.  
7

8           **NOW, THEREFORE, BE IT RESOLVED** that the Whatcom County Council hereby  
9 approves the Samish Water District Comprehensive Sewer Plan (dated May 2023) as  
10 presented.  
11

12           **APPROVED** this \_\_\_\_ day of \_\_\_\_\_, 2023.  
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16  
17 ATTEST:

WHATCOM COUNTY COUNCIL  
WHATCOM COUNTY, WASHINGTON

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19  
20  
21 \_\_\_\_\_  
22 Dana Brown-Davis, Clerk of the Council

\_\_\_\_\_  
Barry Buchanan, Council Chair

23  
24 APPROVED AS TO FORM:  
25

26  
27     Karen Frakes (by email 9/6/2023)      
28 Civil Deputy Prosecutor  
29