

RESOLUTION NO. _____

APPROVING THE WHATCOM COUNTY WATER DISTRICT NO. 7 WATER SYSTEM PLAN

WHEREAS, the Whatcom County Water District No. 7 (WCWD7) 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 proposes 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 July 12, 2021, with the following notations:

- All work performed in a county right-of-way requires a Revocable Encroachment Permit as a prerequisite. See Whatcom County Code (WCC) 12.16 for additional information.
- Depending on the scope of work of any given WCWD7 planned water system facilities project, the County might require: Other permits (e.g., building, conditional use, land disturbance, shoreline) as a prerequisite to project execution and; stormwater management documentation, with possible required engineered stormwater management system design.
- To accommodate our desire to minimize disturbance to County roadway surfaces, we encourage the WCWD7 to locate, where feasible, new or reworked water system facilities outside the existing pavement of any improved County roadway.
- We encourage the WCWD7 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.
- We encourage the District to renew their franchise agreement with the County as soon as possible.

WHEREAS, per RCW 57.16.010, the Whatcom County Health Department approved the Plan on July 14, 2021; and

WHEREAS, Planning and Development Services has reviewed the Plan and issued a Local Government Consistency Determination; 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. 7 has submitted a final version of the Plan (revised to address agency comments) to the County Council for review and approval; and

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

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

1 **NOW, THEREFORE, BE IT RESOLVED** that the County Council hereby approves the
2 Whatcom County Water District No. 7 Water System Plan, subject to the following conditions:
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- 4 1. New water lines shall be consistent with WCC20.82.030(3).
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6 2. Provision of water to land outside the Urban Growth Area shall not serve as the basis for
7 rezoning properties.
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10 **APPROVED this _____ day of _____ 2021.**

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14 **ATTEST**

**WHATCOM COUNTY COUNCIL
WHATCOM COUNTY, WASHINGTON**

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19 **Dana Brown-Davis, Clerk of the Council**

Barry Buchanan, Council Chair

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21 **APPROVED AS TO FORM:**

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23 /s/ Karen Frakes, approved electronically
24 **Civil Deputy Prosecutor**