

**BOARD OF COUNTY COMMISSIONERS
COUNTY OF KITTITAS
STATE OF WASHINGTON**

RESOLUTION

NO. 2010-_____

**RESOLUTION AUTHORIZING THE RECONVENING OF THE WATER UTILITY
COORDINATING COMMITTEE (WUCC) FOR THE UPPER KITTITAS COUNTY
CRITICAL WATER SUPPLY SERVICE AREA**

WHEREAS, the Kittitas County Board of Commissioners adopted Resolution No. 90-111 on November 13, 1990, formally initiating the Public Water System Coordination Act of 1977 (RCW 70.116) and declaring portions of Upper Kittitas County a Critical Water Supply Service Area; and

WHEREAS, the Kittitas County Board of Commissioners adopted Resolution No. 91-22 on February 4, 1991, which established hearings for the review of proposed external boundaries for the Critical Water Supply Service Area in Kittitas County and adopted those boundaries on March 5, 1991 as indicated in Exhibit A attached thereto; and

WHEREAS, following review and approval by the then-existing Water Utility Coordinating Committee (WUCC), the Kittitas County Planning Department and the Kittitas County Environmental Health Department, by Resolution No. 94-101 the Kittitas County Board of Commissioners approved the Roslyn-Cle Elum Area Coordinated Water System Plan dated May 1993, which Plan was prepared using then-existing land use plans based on population and growth projections to estimate future water needs; and

WHEREAS, the Upper Kittitas County communities of Cle Elum, South Cle Elum, Roslyn and the community of Ronald (Kittitas County Water District No. 2) subsequently elected not to construct a regional water treatment facility as provided in the Plan approved by Resolution No. 94-101 above referenced; and

WHEREAS, the Upper Kittitas County communities' election not to construct a regional water treatment facility does not eliminate the communities' obligations under RCW 70.116 including, *inter alia*, the duty to maintain current boundaries for a Critical Water Supply Service Area; and

WHEREAS, pursuant to a written request of the Mayors of Cle Elum, Roslyn and South Cle Elum, on October 8, 2002 the Kittitas County Board of Commissioners adopted Resolution No. 2002-98, to formally reconvene the Water Utility Coordinating Committee (WUCC) to review the critical water service area

boundaries and to recommend revisions to the County consistent with water rights and land use decisions made after adoption of the original boundaries; and

WHEREAS, following public hearings, by Resolution No. 2004-112 adopted on October 5, 2004 the Kittitas County Board of Commissioners modified the external boundaries of the Upper Kittitas County communities' water service area boundaries provided in the Coordinated Water System to reflect changes in corporate boundaries or desired future water service areas; and

WHEREAS, the proposed regional water treatment facility still not having been constructed by the Upper Kittitas County communities of Cle Elum, South Cle Elum, Roslyn and the community of Ronald, the boundaries of the Upper Kittitas County communities' water service area boundaries reflected in the Coordinated Water System Plan for the Roslyn-Cle Elum Area are no longer consistent with the parties' corporate boundaries, urban growth boundaries or desired future water service areas, as modified pursuant to Resolution 2004-112; and

WHEREAS, the Mayors of Cle Elum, South Cle Elum and Roslyn have jointly requested in writing that the Kittitas County Board of Commissioners again formally reconvene the WUCC in order to: (1) review the critical water service area boundaries, and (2) make recommendations to Kittitas County for further revision consistent with water rights and land use decisions made after the original boundaries were adopted and modified; and

NOW, THEREFORE, BE IT RESOLVED: The Kittitas County Board of Commissioners finds it necessary to reconvene the WUCC serving the Upper Kittitas County Communities comprising the Critical Water Supply Service Area, as established in 1990, said Water Utility Coordinating Committee to be comprised of the following:

- one (1) City of Cle Elum representative, to be appointed by the City of Cle Elum;
- one (1) Roslyn representative, to be appointed by the City of Roslyn;
- one (1) South Cle Elum representative, to be appointed by the Town of South Cle Elum;
- one (1) Kittitas County Water District No. 2 representative (for the community of Ronald), to be appointed by the District; and
- one (1) Representative of the Kittitas County Community Development Services Department, Division of Environmental Health, to be appointed by the Department; and
- one (1) Kittitas County Legislative body representative, to be appointed by the Kittitas County Board of Commissioners; and

BE IT FURTHER RESOLVED: That the WUCC shall prepare a map and narrative description of the recommended boundary and also prepare a report to the Kittitas County Board of Commissioners documenting the need for boundary alterations and the criteria used and relative importance of each in establishing the boundary. Any boundaries to be proposed to the Board of County Commissioners for legislative approval shall be documented by a written report prepared in compliance with the procedures and criteria identified in WAC 246-293-170, WAC 246-293-180 and other applicable law. The Water Utility Coordinating Committee will deliver this written report to the Board of County Commissioners no later than June 30, 2010; and

BE IT FURTHER RESOLVED: That this Resolution shall serve as the Kittitas County Board of Commissioners' brief report documenting the need for alteration to the boundaries and the instruction to the committee as required by WAC 246-293-200(2).

DATED this ____ day of April, 2010, at Ellensburg, Washington.

BOARD OF COUNTY COMMISSIONERS
KITITITAS COUNTY, WASHINGTON

ATTEST:

Mark McClain, Chair

CLERK OF THE BOARD

Paul Jewell, Vice Chair

Julie A. Kjorsvik

Alan Crankovich, Commissioner

Approved as to form:

Deputy Prosecutor