

RESOLUTION NO. R 3200

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND, AUTHORIZING THE CITY MANAGER TO SIGN ON BEHALF OF THE CITY OF KIRKLAND THAT CERTAIN SERVICE AREA INTERLOCAL GOVERNMENTAL AGREEMENT WITH KING COUNTY WATER DISTRICT 81, RELATING TO SANITARY SEWER SERVICE AREA OVERLAP.

WHEREAS, the City of Kirkland and King County Water District 81 show on their respective sanitary sewer service area planning documents, a sewer service area overlap; and

WHEREAS, said overlap area is bounded by approximately N.E. 94th Street on the north, N.E. 85th Street on the south and by Interstate Highway 405 on the west, and approximately 132nd Avenue N.E. on the east; and

WHEREAS, this area of overlap exists to permit the best possible sewer service to be provided to potential sewer service customers; and

WHEREAS, both parties desire by agreement to allocate the service priority within said area,

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Kirkland as follows:

Section 1. The City Manager is hereby authorized to sign on behalf of the City of Kirkland that certain interlocal governmental agreement between Kirkland and King County Water District 81, attached to the original of this resolution and by this reference incorporated herein. Said agreement provides generally that those areas of the overlap area within the Kirkland corporate limits will be served by the City of Kirkland and all other areas will be served by the King County Water District 81 sewer utility, unless it is unable to provide such service at the time requested, in which event the City of Kirkland may then agree to provide such service.

PASSED by majority vote of the Kirkland City Council in regular, open meeting on the 5th day of August, 1985.

SIGNED in Authentication thereof on the 5th day of August, 1985.



Mayor

Attest:



Director of Administration and Finance
(ex officio City Clerk)

0226C/136A/LL:br

SERVICE AREA AGREEMENT
FOR SEWER SERVICE AREA OVERLAP

The CITY OF KIRKLAND (herein called the "City") and KING COUNTY WATER DISTRICT 81 (herein called the "District") both Washington municipal corporations

Do hereby AGREE as follows:

Whereas, the parties show a sewer service area overlap on their respective planning documents. This area is bounded by approximately N.E. 94th Street and N.E. 85th Street on the north and south, and by Interstate Highway 405 and approximately 132nd Avenue N.E., on the west and east (see attached map); and

Whereas, this area of overlap exists to permit the best possible sewer service to be provided to potential sewer service customers within said area;

Therefore, IT IS AGREED between the City and the District:

1. All property located within the corporate limits of the City of Kirkland will be served by the City sewer system, except as may be otherwise specifically provided in this agreement, or by future written agreement between the City and the District.

2. Once sewer service is provided by either the City or the District to any specific property or customer (including properties or customers connected to such sewer system prior to the effective date of this agreement) such service shall be continued to be provided by said serving agency, unless otherwise thereafter agreed to by separate written agreement.

3. If the District is able to provide sewer service within the subject overlap area at the time when service is requested, the District will provide said service unless the property requesting service is located within the corporate limits of the City of Kirkland. If, at the time of such request for service, the District is unable to provide sewer service, the City may provide the service. If both parties are able to provide the service, it will be provided by the District unless the property to be so served lies within the corporate limits of the City of Kirkland.

AGREED this _____ day of _____, 1985.

CITY OF KIRKLAND:

KING COUNTY WATER DISTRICT 81:

By _____

By _____

Acting City Manager
0226C/136A/LL:br