

## RESOLUTION NO. 250

### A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WOODINVILLE, WASHINGTON, ESTABLISHING THE BRIGHTWATER POLICY STATEMENT.

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**WHEREAS**, King County has selected Route 9 as the preferred site for the Brightwater wastewater treatment plant; and,

**WHEREAS**, the Route 9 site is in the Woodinville Urban Growth Area but is not currently within the Woodinville City limits due to Snohomish County's past opposition to Woodinville's attempt to annex this area; and,

**WHEREAS**, the City of Woodinville will be the most adversely impacted incorporated jurisdiction if the Route 9 site hosts the Brightwater plant; and,

**WHEREAS**, ongoing opposition to Woodinville's annexing this area prevents the City of Woodinville from being in a position to regulate the impacts of the Brightwater plant through use of its permitting authority; and,

**WHEREAS**, the Route 9 site has the significant potential to adversely impact the quality of life in Woodinville; and,

**WHEREAS**, the Route 9 site has potential to adversely change the economic potential, property values and business climate of the Woodinville area; and,

**WHEREAS**, the Brightwater plant has the potential to adversely impact the air, surface water and ground water of the Woodinville area; and,

**WHEREAS**, the King County DEIS failed to provide sufficient factual analysis of the probable adverse impacts and proposed mitigation of those impacts to assure the proposed wastewater plant will not produce adverse impacts, particularly related to odor, air, surface water and groundwater problems; and,

**WHEREAS**, the primary remaining judicial method for a non-permitting impacted jurisdiction to mitigate the impacts of this project is to challenge the adequacy of the FEIS in a court of law; and

**WHEREAS**, the best overall method for the City of Woodinville to ensure that the environmental impacts of Brightwater are properly mitigated is for Woodinville to successfully annex the Route 9 site thereby bringing it within its regulatory domain;

**NOW, THEREFORE,**

**THE CITY COUNCIL OF THE CITY OF WOODINVILLE,  
WASHINGTON, HEREBY RESOLVES AS FOLLOWS:**

Section 1. The Woodinville City Council expresses the highest level of concern over the potential adverse impacts of the Brightwater plant on the quality of life and the local economy in Woodinville.

Section 2. If Route 9 is the final site selected for the Brightwater plant, the Final EIS must prove to independent experts of the City's choosing that all significant adverse environmental impacts will be fully and completely mitigated so that the net result is no significant adverse environmental impact to Woodinville's air quality, surface water quality, ground water quality, and so that no inappropriate off-site odors are produced.

Section 3. The City of Woodinville will consider failure to meet the standards set forth in Section 2 above to constitute sufficient legal basis to challenge the adequacy of the Brightwater Final EIS.

Section 4. King County should promise in writing that, if the Brightwater plant, despite the best plans and engineering, still produces inappropriate off-site odors, King County shall immediately, swiftly and voluntarily without regulatory action, take remedial action to stop the odors and should guarantee that promise with a bond in the amount of \$ 20,000,000 held in escrow for that purpose.

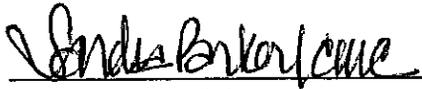
Section 5. Both King County and Snohomish County should recognize the legitimacy of the City's specific concerns regarding project's probable adverse impacts on the City of Woodinville by voluntarily allowing Woodinville to fully participate in the local government permitting and design review processes for the Route 9 site.

Section 6. Both King County, Snohomish County, and Fire District No. 7 should recognize that the City of Woodinville is the jurisdiction most capable of representing the environmental concerns of the residents of the Woodinville area, and, in light of such recognition, should promise to cooperate with the City's future attempts to annex the Grace area, including the Brightwater site.

APPROVED by the City Council this 21st day of April, 2003.

  
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SCOTT HAGEMAN, MAYOR

ATTEST:

  
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SANDRA PARKER  
CITY CLERK/CMC