

RESOLUTION NO. 404

A RESOLUTION OF THE WOODINVILLE CITY COUNCIL APPROVING FEDERAL EMERGENCY MANAGEMENT AGENCY'S OPTIONAL APPROACH TO DEMONSTRATE ENDANGERED SPECIES ACT COMPLIANCE AS REQUIRED BY THE NATIONAL MARINE FISHERIES SERVICES BIOLOGICAL OPINION.

WHEREAS, the National Marines Fisheries Services (NMFS) issued a Biological Opinion on September 22, 2008, that documented the adverse effects of the Federal Emergency Management Agency (FEMA) National Flood Insurance Program (NFIP) on listed species found in the Puget Sound Region, which are Puget Sound Chinook Salmon; and

WHEREAS, cities that participate in the NFIP must demonstrate full compliance with the Biological Opinion by choosing one of three options provided by FEMA ; Option #1 : Model Ordinance Adoption; Option # 2: Current Regulatory Environment Checklist; or Option # 3: Permit by Permit Demonstration of Compliance; and

WHEREAS, the City of Woodinville believes that Option # 3 – Permit by Permit Demonstration of Compliance best meets the needs of the environment and community. This requires the city to maintain documentation from the applicant obtained from a habitat assessment or Section 7 consultation with NMFS, that demonstrates compliance with ESA. This documentation is kept with the flood plain development permit and available for FEMA review upon request;

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

Section 1. The City of Woodinville, as a participant City in the National Flood Insurance Program, hereby selects Option 3 – Permit by Permit Demonstration of Compliance to comply with requirements of NMFS and NFIP.

RESOLVED this 5th day of July 2011.



Charles E. Price, MAYOR

ATTEST/AUTHENTICATED:



Jennifer L. Kuhn
City Clerk/CMC