

1 Sponsored by: Councilmembers Terry Lee and Dick Muri
2 Requested by: County Executive/Public Works & Utilities Department

File No. 21-A

3
4
5 **ORDINANCE NO. 2006-102**
6
7

8 **An Ordinance of the Pierce County Council Amending Chapter 19D.60 of**
9 **the Pierce County Code, "Storm Drainage and Surface Water**
10 **Management Plan," and Adopting the "Key Peninsula –**
11 **Islands Basin Plan" for the Unincorporated Area of Pierce**
12 **County as an Area Update to the Pierce County Storm**
13 **Drainage and Surface Water Management Plan.**
14

15 **Whereas**, the Pierce County Council adopted Ordinance No. 87-205 on March 15,
16 1988, which was amended by Council Ordinance No. 88-200 on December 20, 1988,
17 thereby establishing the Pierce County Storm Drainage and Surface Water
18 Management Utility, and
19

20 **Whereas**, the Pierce County Council adopted Ordinance No. 91-113 on
21 November 5, 1991, which adopted the "Pierce County Storm Drainage and Surface
22 Water Management Plan" (1991 Plan), codified as Chapter 19D of the Pierce County
23 Code (PCC) for the unincorporated areas of Pierce County; and
24

25 **Whereas**, the 1991 Plan focused on county-wide flood hazard reduction,
26 analyzed the Key Peninsula-Islands basins as rural drainage areas, and recommended
27 a set of capital improvement projects and actions, many of which have been
28 implemented; and
29

30 **Whereas**, the 1991 Plan was adopted as another comprehensive planning
31 document in Pierce County Code 19D.60; and
32

33 **Whereas**, since the 1991 Plan was adopted, the Pierce County Council adopted
34 the Comprehensive Plan for Pierce County Washington in November 1994 pursuant to
35 the State Growth Management Act; and
36

37 **Whereas**, the Growth Management Act requires consistency between the
38 Comprehensive Plan for Pierce County Washington and capital improvement plans for
39 public facilities; and
40



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DAN WYRE, PROGRAM SERVICES MANAGER, WATER PROGRAMS ✓

BARBARA ANN SMOLKO, SENIOR PLANNER, WATER PROGRAMS ✓

BOOK ✓

12-20-06 SAM
DATE/INITIALS

1 **Whereas**, since adoption of the 1991 Plan, Pierce County has been issued a
2 National Pollutant Discharge Elimination System (NPDES) stormwater permit under the
3 federal Clean Water Act, which imposes water quality requirements and standards on
4 stormwater discharges; and

5
6 **Whereas**, since adoption of the 1991 Plan Chinook salmon and Bull Trout that
7 exist in Pierce County, waters have been listed as threatened species, and

8
9 **Whereas**, Pierce County participates in the federal Flood Insurance Program for
10 reduced flood insurance for County residents and receives additional benefits as a
11 Federal Emergency Management (FEMA) Community Rating System participant that
12 favors comprehensive surface water management plans; and

13
14 **Whereas**, the Pierce County Council has received a recommendation for
15 approval of the Key Peninsula-Islands Basin Plan from the Pierce County Storm
16 Drainage and Surface Water Management Advisory Board; and

17
18 **Whereas**, the Pierce County Council has received the Finding of Fact, Staff
19 Report, and recommendation for approval of the Key Peninsula-Islands Basin Plan from
20 the Pierce County Planning Commission; and

21
22 **Whereas**, the Economic Development and Infrastructure Committee of the
23 Council conducted a public hearing on the proposed Key Peninsula-Islands Basin Plan
24 on November 7, 2006; and

25
26 **Whereas**, the Pierce County Council has determined that the proposed Key
27 Peninsula-Islands Basin Plan implements the Comprehensive Plan of Pierce County
28 Washington, and protects the public health, safety, and welfare; **Now Therefore**,

29
30 **BE IT ORDAINED by the Council of Pierce County:**

31
32 Section 1. The Pierce County Council hereby adopts the "Key Peninsula-Islands
33 Basin Plan" dated June 2006 as set out in Exhibit A, which is attached hereto and
34 incorporated herein by this reference.

35
36 Section 2. Chapter 19D.60 PCC is hereby amended as shown in Exhibit B,
37 which is attached hereto and incorporated herein by reference, to include the "Key
38 Peninsula-Islands Basin Plan."
39



1 Section 3. The Pierce County Council hereby adopts the Findings of Fact as
2 shown in Exhibit C, which is attached hereto and incorporated herein by reference.

3
4 PASSED this 12th day of December 2006.

5
6 ATTEST:

PIERCE COUNTY COUNCIL
Pierce County, Washington

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8
9 Patricia L. Face, for
10
11 **Denise D. Johnson**
12 Clerk of the Council

Shawn Bunney
13
14 **Shawn Bunney**
15 Council Chair

16
17 John W. Ladenburg
18 **John W. Ladenburg**
19 Pierce County Executive
20 Approved Vetoed , this
21 15 day of Dec,
22 2006.

23 Date of Publication of
24 Notice of Public Hearing: November 29, 2006

25 Effective Date of Ordinance: December 25, 2006

