

**RESOLUTION NO. 999**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GIG HARBOR, WASHINGTON, AMENDING THE WASTEWATER COMPREHESIVE PLAN BY PROVIDING FOR AN INTERIM POINT OF DISCHARGE FOR THE FOX RUN PLAT FROM BASIN #10 TO BASIN #8.**

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WHEREAS, the City of Gig Harbor has received a request from the developer WH Gig Harbor, LLC. (the Developer), of the proposed Fox Run Plat (PL-PPLAT-07-0004) for a technical amendment to the City's 2009 Wastewater Comprehensive Plan (WWCP); and

WHEREAS, the Fox Run Plat is a 6.98-acre residential plat consisting of 23 single family lots on located in the 5700 block of 38<sup>th</sup> Avenue; and

WHEREAS, the Plat land use application was approved by the City's Hearing Examiner on May 29, 2007; and

WHEREAS, the parcels comprising the Plat are located in sewer basin #10, which does not possess a sewer lift station to serve the Plat; and

WHEREAS, the Plat is adjacent to the sewer basin boundary with basin #8 and active sewer conveyance discharging to sewer lift station #8; and

WHEREAS, the Developer's technical amendment requests an interim sewer discharge point at the active sewer conveyance in sewer basin #8 by way of individual grinder pumps at each lot within the plat; and

WHEREAS, Section 1.4.2 of the WWCP requires technical amendments to be adopted by resolution by the City Council; and

WHEREAS, the Public Works Director believes the information provided by the developer sufficiently justifies a technical amendment to the WWCP; and

WHEREAS, in 2008 as part of the City's 56<sup>th</sup> Street/Olympic Drive Improvement Project the City installed over \$200,000 worth of dry sewer mains intended to serve plats along 38<sup>th</sup> Avenue, including Plat; and

WHEREAS, if the requested technical amendment is approved the City's 2008 dry sewer investment in sewer basin #10 will continue to go unused; and

WHEREAS, on June 15, 2015, the Public Works Committee heard WH Gig Harbor LLCs requested comprehensive plan amendment and recommended the request move forward to the City Council; and

WHEREAS, on June 22, 2015, the Gig Harbor City Council held a public hearing on WH Gig Harbor LLCs requested comprehensive plan amendment

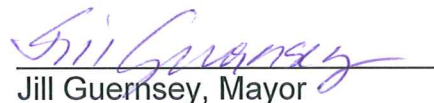
NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Gig Harbor, Washington:

Section 1. Provided that the Developer agrees to the conditions set forth in Sections 2 and 3 below, Appendix B of the Wastewater Comprehensive Plan shall be revised to note the interim allowance of grinder pumps for the Fox Run Plat discharging from basin #10 to basin #8 without the construction of LS#10A; and

Section 2. The Developer shall record a deed of restriction for each of the lots within the Plat on a form approved by the City noting required connection by each lot to the City's gravity sewer main within 180 days of the dry sewer mains becoming active and accepted by the City within basin #10 along with payment of any sewer latecomers fees and/or payment of any local improvement district fees; and

Section 3. The Developer shall construct dry sewer lines within the plat to the Plat's frontage at 38<sup>th</sup> Avenue at a depth to allow gravity sewer flows from all lots to the existing dry sewer main located at the intersection of 56<sup>th</sup> Street and 38<sup>th</sup> Avenue.

PASSED this 13th day of July, 2015.

  
Jill Guernsey, Mayor

ATTEST:

  
Molly M. Towslee, City Clerk

FILED WITH THE CITY CLERK: 06/18/15  
PASSED BY THE CITY COUNCIL: 06/22/15  
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