

RESOLUTION NO. H-5-2012

A RESOLUTION renewing the moratorium established in Resolution No. H-4-2011 and renewed in Resolution No. H-2-2012.

WHEREAS, pursuant to RCW 70.05.160 and other lawful authority, the Thurston County Board of Health (Board) has the authority to enact moratoria, and the renewal thereof, affecting sewer hookups and on-site sewage systems; and

WHEREAS, RCW 36.70A.390 authorizes the adoption of moratoria or interim zoning controls, and the renewal thereof; and

WHEREAS, the Board adopted Resolution H-3-2011 on October 11, 2011 which required the abandonment of on-site sewage systems (OSS) and the connection to public sewer of properties in the Woodland Creek Estates and Covington subdivisions; and

WHEREAS, the Board adopted Resolution No. H-4-2011 on October 11, 2011 which imposed a moratorium on accepting permit applications and issuing permits for repair, expansion or installation of OSS on properties in the Woodland Creek Estates and Covington subdivisions; and

WHEREAS, the moratorium adopted in Resolution H-4-2011 was renewed for an additional six months by Resolution No. H-2-2012, dated April 12, 2012; and

WHEREAS, the moratorium adopted in Resolution H-4-2011 should be renewed as set forth herein.

NOW, THEREFORE, THE THURSTON COUNTY BOARD OF HEALTH HEREBY RESOLVES AS FOLLOWS:

Section 1. The Board of Health adopts the following findings of fact:

1. The findings of fact set forth in Resolution Nos. H-3-2011, H-4-2011, and H-2-2012 are adopted and incorporated herein by this reference.
2. Since April 2012, a public sewer collection system was constructed throughout the Woodland Creek Estates and Covington subdivisions, and the first properties were connected to it in August 2012. An estimated 72 properties will connect to the sewer system this year, and the remaining properties will connect in 2013.
3. Pending availability of the public sewer to serve the remaining properties in the Woodland Creek Estates and Covington subdivisions, it is necessary to renew the moratorium established in Resolution No. H-4-2011 to protect surface water, ground water, and the public health from added pollutant loads from new or

ground water, and the public health from added pollutant loads from new or expanded on-site sewage systems, and to avoid construction costs for on-site sewage systems that will be required to be abandoned.

Section 2. Resolution No. H-4-2011, as renewed by Resolution No. H-2-2012, is renewed for an additional six months.

Section 3. This resolution shall take effect immediately upon adoption and shall remain in effect for 6 months unless renewed by further action of the Board.


Section 4. Severability. If any provision of this Resolution or its application to any person or circumstance is held invalid, in whole or in part, for any reason, the remainder of this resolution or the application of the provision to other persons or circumstances shall not be affected.

ADOPTED: October 9, 2012

ATTEST:

BOARD OF HEALTH
Thurston County, Washington

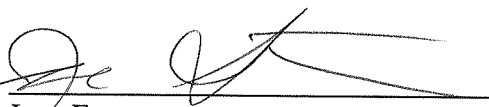

Clerk of the Board of Health


Sandra Romero, Chair

APPROVED AS TO FORM:

JON TUNHEIM
PROSECUTING ATTORNEY


Karen Valenzuela, Vice-Chair


Jane Futterman,
Sr. Deputy Prosecuting Attorney


Cathy Wolfe, Commissioner