

RESOLUTION NO. H-4-2011

A RESOLUTION adopting a moratorium on accepting permit applications, and the issuance of permits, for the repair, expansion or installation of on-site sewage systems on properties in the Covington and Woodland Creek Estates subdivisions ordered to connect to public sewer in Resolution No. H-3-2011, except as authorized by the health officer to address a significant threat to public health or safety.

WHEREAS the Thurston County Board of Health adopted Resolution No. H-3-2011 requiring all residences, buildings, and other properties discharging sewage within the Woodland Creek Estates and Covington subdivisions to connect to a public sewer system, and all on-site sewage systems to be abandoned, based on the findings that connection to sewer is necessary to protect surface water, ground water and public health because of the demonstrated high degree of aquifer vulnerability in the area and to correct pollution from on-site sewage systems in Woodland Creek and Henderson Inlet; and

WHEREAS in accordance with Article IV, section 6.5.5 and Appendix A, section 5, on September 27, 2011, the Health Officer requested that the Board of Health impose a moratorium on all new on-site sewage systems in the Woodland Creek Estates and Covington subdivisions in conjunction with the order requiring connection to sewer; and

WHEREAS to protect public health, it is appropriate to adopt a moratorium on accepting permit applications and issuing permits for on-site sewage systems on the properties ordered to be connected to sewer.

WHEREAS Wash. Const. Article XI, section 11 authorizes any county to make and enforce within its limits all such local police, sanitary and other regulations as are not in conflict with general laws; and

WHEREAS the Thurston County Board of Health is authorized pursuant to RCW 70.05.060 to enact such local rules and regulations as are necessary in order to preserve, promote and improve the public health and provide for the enforcement thereof; and

WHEREAS the Thurston County Board of Health is authorized pursuant to RCW 70.05.160 to enact moratoria affecting sewer hookups and on-site sewage systems; and

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

WHEREAS a public hearing was held on September 27, 2011.

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 No. H-3-2011 are adopted and incorporated herein by this reference.

2. The Health Officer and Board of Health have found that connecting the Woodland Creek Estates and Covington subdivisions to a public sewer system is necessary to reduce the contamination of Woodland Creek and Henderson Inlet and to protect surface water, ground water, and public health.

3. Allowing use of newly installed or expanded on-site sewage systems in the Covington and Woodland Creek Estates subdivisions would add to the pollutant load in an area of high aquifer vulnerability that is contributing to contamination of Woodland Creek and Henderson Inlet.

4. The Board desires to avoid having property owners assume potentially costly repair and installation costs on on-site sewage systems that will be required to be abandoned as soon as the public sewer is available

5. Any on-site sewage systems in the Covington and Woodland Creek Estates subdivisions will be required to be abandoned as soon as public sewer is available, so construction of new or expanded on-site sewage systems should be avoided.

6. In the event an on-site sewage system is determined to be failing or threatening the public health prior to the availability of a sewer connection, the health officer should attempt to find appropriate interim corrective measures that will allow continued occupancy of the property until the sewer connection becomes available.

Section 2. No permit application shall be accepted, and no permit shall be issued, for the repair, expansion, or installation of an on-site sewage system on properties in the Woodland Creek Estates or Covington subdivisions ordered to connect to sewer, as listed in Attachment A, except as authorized by the health officer to address a significant threat to public health or safety.

Section 3. The Health Officer is directed to work with any owner with a failing or damaged on-site sewage system to identify appropriate interim measures for temporary sewage system repairs or other corrective measures pending the availability of the public sewer.

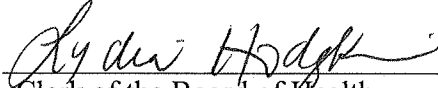
Section 4. This resolution shall take effect immediately upon adoption and shall remain in effect for 6 months unless renewed by further action of the Board.

Section 5. 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.

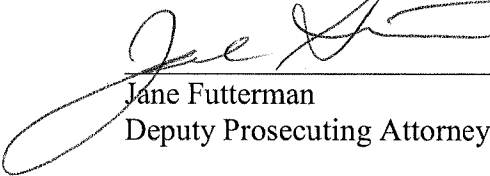
ADOPTED: October 11, 2011

ATTEST:

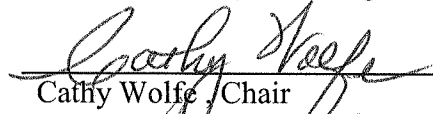

Clerk of the Board of Health

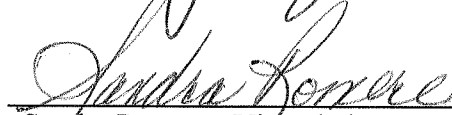
Approved as to form:

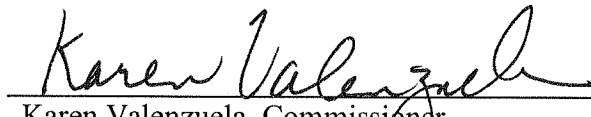
JON TUNHEIM
PROSECUTING ATTORNEY


Jane Futterman
Deputy Prosecuting Attorney

BOARD OF HEALTH
Thurston County, Washington


Cathy Wolfe, Chair


Sandra Romero, Vice-chair


Karen Valenzuela, Commissioner

Attachment A

PARCEL NO.	ADDRESS	STREET	CITY	ZIP
84960008600	5614	17TH AVE NE	OLYMPIA	98516
11809420301	5501	17TH AVE NE	OLYMPIA	98516
84960008400	5516	17TH AVE NE	OLYMPIA	98506
11809420302	5503	17TH AVE NE	OLYMPIA	98516
11809420303	5505	17TH AVE NE	OLYMPIA	98506
84960010300	5601	17TH AVE NE	OLYMPIA	98506
84960010000	5633	17TH AVE NE	OLYMPIA	98506
84960010500	5509	17TH AVE NE	OLYMPIA	98506
84960008500	5602	17TH AVE NE	OLYMPIA	98516
84960010200	5613	17TH AVE NE	OLYMPIA	98516
84960008300	5510	17TH AVE NE	OLYMPIA	98516
84960010400	5515	17TH AVE NE	OLYMPIA	98506
84960010100	5625	17TH AVE NE	OLYMPIA	98506
84960008900	5627	18TH CRT NE	OLYMPIA	98516
84960009300	5616	18TH CT NE	OLYMPIA	98506
84960009200	5604	18TH CT NE	OLYMPIA	98506
84960009100	5603	18TH CT NE	OLYMPIA	98516
84960009000	5615	18TH CT NE	OLYMPIA	98506
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84950005700	5434	21ST CT NE	OLYMPIA	98516
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11809130800	5410	21ST CT NE	OLYMPIA	98516
84950005500	5428	21ST CT NE	OLYMPIA	98506
84950004700	5429	21ST CT NE	OLYMPIA	98506
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84950005000	5411	21ST CT NE	OLYMPIA	98506
84950005900	5440	21ST CT NE	OLYMPIA	98516
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84950004800	5425	21ST CT NE	OLYMPIA	98506
84950007700	5510	22ND AVE NE	OLYMPIA	98506
84950007800	5430	22ND AVE NE	OLYMPIA	98516
84950007900	5420	22ND AVE NE	OLYMPIA	98506
84940006500	5423	22ND AVE NE	OLYMPIA	98506
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43020000400	2316	COVINGTON CRT NE	OLYMPIA	98516
43020001000	2440	COVINGTON CRT NE	OLYMPIA	98516
43020000700	2346	COVINGTON CRT NE	OLYMPIA	98516
43020000100	2224	COVINGTON CRT NE	OLYMPIA	98516
43020000900	2430	COVINGTON CRT NE	OLYMPIA	98516
43020000300	2306	COVINGTON CRT NE	OLYMPIA	98516
43020001500	2441	COVINGTON CRT NE	OLYMPIA	98516
43020001100	2512	COVINGTON CRT NE	OLYMPIA	98516
43020001300	2523	COVINGTON CRT NE	OLYMPIA	98516
43020000500	2326	COVINGTON CRT NE	OLYMPIA	98516
43020001400	2511	COVINGTON CRT NE	OLYMPIA	98516

Attachment A

43020000800	2410	COVINGTON CRT NE	OLYMPIA	98516
43020000200	2240	COVINGTON CRT NE	OLYMPIA	98516
43020000600	2336	COVINGTON CRT NE	OLYMPIA	98516
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84940007400	2114	MARK ST NE	OLYMPIA	98506
84930003100	1910	MARK ST NE	OLYMPIA	98506
84940006800	2105	MARK ST NE	OLYMPIA	98506
84930002800	1924	MARK ST NE	OLYMPIA	98506
11809131100	2005	MARK ST NE	OLYMPIA	98516
84960009700	1812	MARK ST NE	OLYMPIA	98506
84930002900	1918	MARK ST NE	OLYMPIA	98506
84940006900	2008	MARK ST NE	OLYMPIA	98516
84940007200	2106	MARK ST NE	OLYMPIA	98516
11809130500	2113	MARK ST NE	OLYMPIA	98506
84930003500	1917	MARK ST NE	OLYMPIA	98506
84940007100	2016	MARK ST NE	OLYMPIA	98516
84930003200	1826	MARK ST NE	OLYMPIA	98516
84940007300	2110	MARK ST NE	OLYMPIA	98506
84940006700	2109	MARK ST NE	OLYMPIA	98506
84930003000	1914	MARK ST NE	OLYMPIA	98506
84940007000	2012	MARK ST NE	OLYMPIA	98516
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84960009900	1702	MARK ST NE	OLYMPIA	98506
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84930001900	1805	OXBOW ST NE	OLYMPIA	98516
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84930003700	1824	OXBOW ST NE	OLYMPIA	98516
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Attachment A

11809131000	1816	WOODLAND CREEK ST NE	OLYMPIA	98516
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84920000400	1605	WOODLAND CREEK ST NE	OLYMPIA	98516
31250000900	1933	WOODLAND CREEK ST NE	OLYMPIA	98516
31250000400	2117	WOODLAND CREEK ST NE	OLYMPIA	98516
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84950100000	1701	WOODLAND CREEK ST NE	OLYMPIA	98516
43020100000		UNDEVELOPED		