CITY OF REDMOND ORDINANCE NO. 2592

AN ORDINANCE OF THE CITYOF REDMOND, WASHINGTON, RELATING TO STORMWATER CONTROL; AMENDING RMC 13.20.047 IN ORDER TO IMPLEMENT OVERLAKE VILLAGE STORMWATER ANDFACILITIES CONCEPTUAL DESIGN PLAN; PROVIDING SEVERABILITY AND ESTABLISHING EFFECTIVE DATE

WHEREAS, stormwater is an important environmental concern for all citizens of the City of Redmond; and

WHEREAS, infiltration of stormwater can reduce the size of structural stormwater facilities, can reduce pollutant loading on receiving waters, and can provide recharge to the drinking water aquifer; and

WHEREAS, the City Council adopted the Overlake Village Stormwater and Park Facilities Conceptual Design Implementation Plan on July 20, 2010, which identifies preferred stormwater management strategies for the Overlake sub-basin that include:

1) regional detention, 2) regional infiltration, 3) connection of roofs to public infiltration galleries associated with a proposed urban pathway, and 4) onsite treatment of pollution generating impervious surfaces within the Overlake Village; and

WHEREAS, City staff in development of the Overlake Village Street Design Guidelines and Regulations have further developed design concepts for regional stormwater infiltration and detention facilities within the Overlake Village; and

WHEREAS, the zoning code is being updated to reflect new locations for some of those regional stormwater facilities; and

WHEREAS, the relocation of the proposed regional stormwater facilities results in an increase in the area that can physically drain to proposed regional infiltration facilities; and

WHEREAS, the Natural Resources Division of the City's Public Works Department has recommended modifying the language in the stormwater code to update the areas within Overlake Village that can take advantage of proposed regional infiltration facilities.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF REDMOND, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Classification. This ordinance is of a general and permanent nature and shall become a part of the City Code.

Section 2. Amending RMC 13.20.047, Overlake Sub-Basin

Stormwater Capital Facilities Charge. RMC 13.20.047 is hereby amended to read as follows:

13.20.047 Overlake sub-basin stormwater capital facilities charge.

The Overlake sub-basin is an area generally bordered by $148^{\rm th}$ Ave NE to the west, $156^{\rm th}$ Ave NE to the east, NE Bel-Red Road to the south and NE $40^{\rm th}$

Street to the north. The sub-basin is depicted in a map in the Clearing, Grading, and Stormwater Management Technical Notebook. [THE OVERLAKE VILLAGE DESIGN DISTRICT IS A PORTION OF THE OVERLAKE SUB-BASIN IDENTIFIED WITHIN THE REDMOND COMMUNITY DEVELOPMENT GUIDE.]

- A. Parcels which are proposed to be developed within the Overlake sub-basin shall be required to construct only those onsite stormwater detention and water quality facilities noted below and as further described in the Clearing, Grading, and Stormwater Management Technical Notebook.
 - Those onsite stormwater treatment and/or infiltration facilities required in the Overlake
 [VILLAGE DESIGN DISTRICT] sub-basin south of the NE 26th Street alignment.
 - Low impact development required where feasible.
 - Interim stormwater facilities <u>that</u> may be required to protect downstream properties until regional facilities are constructed.

In lieu of construction of additional facilities, an Overlake sub-basin stormwater capital facilities charge is hereby imposed upon all such parcels. The Overlake sub-basin stormwater capital facilities

charge shall be used by the city to design, acquire property for, and conduct other activities necessary to construct regional stormwater conveyance, detention, infiltration, and water quality facilities (the regional system).

Section 3. Severability. If any section, sentence, clause or phrase of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this ordinance.

Section 4. Effective Date. This ordinance shall take effect five (5) days after publication of an approved summary consisting of the title, or as otherwise provided by law.

ADOPTED by the Redmond City Council this 5th day of April, 2011.

CITY OF REDMOND

ATTEST:

(SEAL)

APPROVED AS TO FORM

OFFICE OF THE CITY ATTORNEY

JAMES E. HANEY,

FILED WITH THE CITY CLERK:

PASSED BY THE CITY COUNCIL: April 5, 2011

SIGNED BY THE MAYOR:

PUBLISHED:

EFFECTIVE DATE:

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March 30, 2011

April 5, 2011

April 11, 2011

April 16, 2011

ADOPTED 7-0: Allen, Carson, Cole, Margeson, Myers, Stilin and Vache