

RESOLUTION NO. 219

A RESOLUTION OF THE CITY OF UNIVERSITY PLACE, WASHINGTON, AUTHORIZING THE CITY MANAGER TO EXECUTE AN INTERLOCAL AGREEMENT WITH PIERCE COUNTY REGARDING RCW 36.70A.215 BUILDABLE LANDS.

WHEREAS, RCW 36.70A.215 requires the City to cooperate with the County and its cities and towns to determine whether there is sufficient suitable land to accommodate projected population growth in the urban growth area; and

WHEREAS, the Department of Community Trade and Economic Development (CTED) has authority to provide financial assistance to local governments to comply with RCW 36.70A.215; and

WHEREAS, Pierce County and its cities and towns have developed a standardized procedure to meet the requirements of RCW 36.70A.215, which has been approved by the Pierce County Regional Council (PCRC); and

WHEREAS, funds available to the County and its cities and towns to implement the adopted procedures will be allocated on the basis of a recommendation from PCRC as stipulated in the attached Interlocal Agreement, adopted by Pierce County Council as Resolution No. R99-37 on April 20, 1999: NOW THEREFORE,

BE IT RESOLVED BY THE CITY COUNCIL OF UNIVERSITY PLACE AS FOLLOWS:

Section 1. Authorizing Interlocal Agreement with Pierce County. The City Manager is authorized to execute an Interlocal Agreement with Pierce County in the form attached.

Section 2. Effective Date. This Resolution shall take effect immediately upon adoption.

ADOPTED BY THE CITY COUNCIL ON MAY 17, 1999


Debbie Klosowski, Mayor

ATTEST:


Susan Matthew, City Clerk

1 EXHIBIT "A" TO RESOLUTION NO. R99-37

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6 AN INTERLOCAL AGREEMENT BETWEEN PIERCE COUNTY AND THE CITY/TOWN OF
7 _____, RELATING TO THE USE AND ALLOCATION OF GRANTS FOR
8 BUILDABLE LANDS EVALUATIONS UNDER REVISED CODE OF WASHINGTON (RCW)
9 36.70A.215.

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15 WHEREAS, RCW 36.70A.215 requires counties which are subject to
16 the Growth Management Act, in consultation with their cities and
17 towns, to adopt a review and evaluation program which will, among
18 other things,

- 19
20 (a) determine whether there is sufficient suitable land to
21 accommodate projected population growth;
22
23 (b) determine the actual density of housing that has been
24 constructed and the actual amount of land that has been
25 developed for commercial or industrial purposes within the
26 urban growth areas since the adoption of the Comprehensive
27 Plan or last periodic evaluation;
28

1 (c) based on (b), determine the amount of land needed for
2 commercial growth, industrial growth and housing for the
3 remaining portion of the 20-year planning period; and
4

5 (d) based on the above considerations, determine whether there
6 is any inconsistency between actual growth and the growth
7 that was envisioned in the County-Wide Planning Policies,
8 city and county comprehensive plans and development
9 regulations, and the Growth Management Act; and
10

11 WHEREAS, the Department of Community, Trade, and Economic
12 Development (CTED) provides grants to counties to carry out this
13 review and evaluation program; and
14

15 WHEREAS, Pierce County receives a yearly grant from CTED for
16 this purpose; and
17

18 WHEREAS, Pierce County and its cities and towns agree that
19 these grant monies would be best used if allocated in part to the
20 County and in part to its cities and towns; and
21

22 WHEREAS, the Pierce County Growth Management Coordinating
23 Committee (GMCC) is a technical subcommittee to the Pierce County
24 Regional Council (PCRC) and includes staff representatives from the
25 County and the cities and towns within it; and
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27
28

1 WHEREAS, because of the expertise and broad representation of
2 the GMCC and PCRC, the decision as to how the grant funds should be
3 allocated and used should be made by the County on the recommendation
4 of the PCRC;

5
6 NOW, THEREFORE,

7
8 PURSUANT TO CHAPTER 39.34 RCW, THE INTERLOCAL COOPERATION ACT,
9 PIERCE COUNTY (COUNTY) AND THE CITY/TOWN OF _____ (CITY/TOWN)
10 AGREE AS FOLLOWS:

11
12 1. The County is the recipient of a yearly grant from CTED to
13 carry out the review and evaluation program set out in RCW 36.70A.215
14 and summarized above.

15
16 2. The County will allocate these funds each year among
17 itself and its cities and towns in the following manner:

18
19 (a) By the date set by the County Executive, each city and
20 town desiring an allocation of these grant funds for the
21 applicable yearly cycle shall submit a proposed scope of
22 work and requested allocation amount to the County
23 Executive and to the PCRC. The scope of work shall be
24 consistent with RCW 36.70A.215 and any applicable rules
25 promulgated by CTED. Further, the scope of work should
26 be designed to accomplish the tasks set out in the
27 document entitled "Pierce County Buildable Lands
28 Procedures for Collecting and Monitoring Data", as

1 amended, by the Pierce County Planning and Land Services
2 Department with consultation from the Pierce County
3 Growth Management Coordinating Committee.
4

5 (b) After receiving from PCRC its recommended allocation and
6 scope of work for each jurisdiction, the County Council
7 shall fix the amount to be allocated to and the scope of
8 work for each city and town. The County Council is not
9 bound by the decision of the PCRC, but shall give
10 considerable weight to its recommendation.
11

12 (c) After the Council has made this decision, the County
13 shall promptly distribute the allocation to each
14 jurisdiction after it has received the grant funds from
15 CTED.
16

17 2. The County is under no obligation to distribute any grant
18 funds until it has actually received the funds from CTED.
19

20 3. The City/Town shall use any funds distributed under this
21 Agreement as specified in the scope of work approved by the County,
22 and consistently with Chapter 36.70A RCW, and any applicable rules.
23

24 4. The City/Town shall submit a status report to the Pierce
25 County Planning and Land Services Department by June 30 of each year
26 documenting the tasks which were completed, pursuant to the scope of
27 work, with allocated funds during the prior twelve months.
28

1 5. The County may withhold any allocated funds from the
2 City/Town if the City/Town has used any previously allocated funds
3 inconsistently with the applicable scope of work, Chapter 36.70A RCW,
4 rules promulgated by CTED, or this Agreement.
5

6 6. This Agreement shall be effective on the date signed by
7 both parties and shall continue in effect through December 31, 2002.
8 However, either party may terminate this Agreement for convenience on
9 30 days notice to the other. If this Agreement is terminated for any
10 reason, the City/Town remains obligated to use any funds distributed
11 to it under this Agreement consistently with all of its terms. In
12 case of termination for any reason, the County is not obligated to
13 distribute any grant funds to the City/Town beyond those actually
14 distributed before the date of termination.
15

16 7. Any notices given to the County under this Agreement shall
17 be given to the Pierce County Planning and Land Services Department
18 at 2401 South 35th Street, Tacoma, WA 98409-7490. Any notices given
19 to the City/Town under this Agreement shall be given to _____
20 in care of the City/Town.
21

22 8. This Agreement shall be governed by the laws of the State
23 of Washington. The venue for any legal action to enforce this
24 Agreement shall be Superior Court for Pierce County, Washington.
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1 9. Each person signing below warrants that he or she does so
2 under the authority of the jurisdiction's legislative authority.

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4

5 IN WITNESS WHEREOF, the signatories hereto have executed this
6 Agreement this _____ day of _____, 1999.

7 Countersigned: _____ CITY
8
9
10 _____ By: _____
(Name of City/Town) City Manager/Mayor

11
12 Attest: _____ Date: _____

13
14 _____
15 City Clerk

16 Approved as to form:
17
18 _____
19 City Attorney

20 PIERCE COUNTY
21
22 _____
23 Department Director/Proxy for County Executive

24
25 _____
Chief Civil Deputy Prosecuting Attorney

26
27 F:\...\FINAL2.WPD

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