



ORDINANCE NO. 3009

AN ORDINANCE OF THE CITY OF LYNNWOOD, WASHINGTON, ESTABLISHING PROJECT FUNDING FOR THE SCRIBER CREEK FLOOD REDUCTION STUDY PROJECT; AND AUTHORIZING EXPENDITURES IN FUND 411; AND AS CONSISTENT WITH THE PROJECT FINANCIAL PLAN; AND PROVIDING FOR SEVERABILITY, AN EFFECTIVE DATE AND SUMMARY PUBLICATION.

WHEREAS, pursuant to Chapter 35A.33 RCW, the City of Lynnwood is required to appropriate funds for City projects and to formally authorize the transfer of appropriations from one fund to another fund; and

WHEREAS, the City of Lynnwood has a Stormwater Utility Fund, in Fund 411, to help address public stormwater problems within the City of Lynnwood; and

WHEREAS, there is a history of repeating flooding problems throughout the Scriber Creek Basin on both public and private land; and

WHEREAS, a background of the flooding problems in the Scriber Creek Basin were summarized in the 2009 Stormwater Comprehensive Plan; and

WHEREAS, the City has received, and responded to, numerous complaints regarding flooding on private property within the basin; and

WHEREAS, it is in best interest of the City and the affected residents and business owners to work together to understand the viable solutions, respective costs and constraints associated with a series of basin-wide projects that will address the different issues that contribute to the ongoing public and private drainage problems within the basin;

WHEREAS, The City will need to study the basin in more detail to arrive at a series of cost-effective engineering improvements, and recommended implementation order, that will help solve recurring flooding problems within the basin while considering, and

mitigating to the extent feasible for, any potential impacts of such improvements to the downstream system; and

WHEREAS, given the project has both public and private drainage problem elements, the City finds that the establishment of a Project Charter would be beneficial in order to outline the projects scope, objectives and participants prior to the commencement of the study, design and construction of improvements; and

WHEREAS, the Project Charter phase of the project will include an up-front public involvement effort in order to identify stakeholders, understand the project goals and objectives, and establish project partnerships; and

WHEREAS, the City has received fee-in-lieu of Stormwater Drainage Improvements from the Lynnwood Crossings project that will be used to help address ongoing flooding problems within the Scriber Creek Basin; and

WHEREAS, once the project scope and costs of study, design and construction are known, later updates to the financial plan will include costs associated with these respective phases of the project; and

THE CITY COUNCIL OF THE CITY OF LYNNWOOD, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Appropriation:

A. The estimated costs of the project are provided in detail on the attached Financial Plan dated 06/04/2013, and summarized as follows:

Project Phase	Amount
Project Charter	56,000
Flood Reduction Study	-
Total	56,000

B. The sum of \$56,000 is hereby appropriated, to the extent not previously appropriated, for engineering design, environmental review, permitting and bidding for the project as follows:

Prior Ord # / Current Activity	Fund No.	Revenue		Expenditures	
		Description	Amount	Description	Amount
Jul-13	411	Utility Fund (Fee-in-Lieu)	56,000	Project Charter-Scriber Creek Flood Reduction Study	56,000
Jul-13		Current Total Appropriation	56,000		56,000

C. The Funding Appropriation(s) and related changes, modifications, adjustments, if any, are provided in detail as follows:

Prior Ord # / Current Activity	Fund No.	Revenue		Expenditures	
		Description	Amount	Description	Amount
Planning					
Jul-13	411	Utility Fund (Fee-in-Lieu)	56,000	Project Charter-Scriber Creek Flood Reduction Study	56,000
Jul-13	411	Utility Fund (Fee-in-Lieu)	-	Scriber Creek Flood Reduction Study	-
		Planning - SubTotal	56,000		56,000
Jul-13		Current Appropriation	56,000		56,000

D. The appropriation for the Scriber Creek Flood Reduction Study project shall not lapse and shall be carried forward from year to year until fully expended or the purpose has been accomplished or abandoned without necessity of re-appropriation.

Section 2. Modification of the (2013-2014) Biennial Budget. The required expenditures for the operation of the various departments and funds of the City of Lynnwood for fiscal years ending December 31, (2013 and 2014), and hereby modified and amended.

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

Section 4. This ordinance or a summary thereof consisting of the title shall be published in the official newspaper of the City, and shall take effect and be in full force five (5) days after publication.

PASSED BY THE CITY COUNCIL, this 29th day of July, 2013, and signed in authentication of its passage this 5th day of August, 2013

APPROVED:



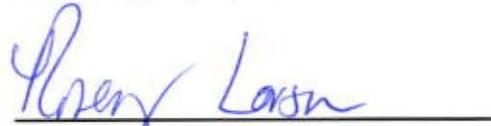
Don Gough, Mayor

ATTEST/AUTHENTICATED:



Lorenzo Hines Jr., Finance Director

APPROVED AS TO FORM:



Rosemary Larson, City Attorney

FILED WITH ADMINISTRATIVE SERVICES: 07/24/2013
PASSED BY THE CITY COUNCIL: 07/29/2013
PUBLISHED: 08/02/2013
EFFECTIVE DATE: 08/07/2013
ORDINANCE NUMBER: 3009



On the 29th day of July 2013, the City Council of the City of Lynnwood, Washington, passed Ordinance No. 3009. A summary of the content of said ordinance, consisting of the title, provides as follows:

ORDINANCE NO. 3009

AN ORDINANCE OF THE CITY OF LYNNWOOD, WASHINGTON, ESTABLISHING PROJECT FUNDING FOR THE SCRIBER CREEK FLOOD REDUCTION STUDY PROJECT; AND AUTHORIZING EXPENDITURES IN FUND 411; AND AS CONSISTENT WITH THE PROJECT FINANCIAL PLAN; AND PROVIDING FOR SEVERABILITY, AN EFFECTIVE DATE AND SUMMARY PUBLICATION.

The full text of this ordinance will be mailed upon request or may be previewed at www.ci.lynnwood.wa.us.

DATED this 2nd day of August, 2013



Lorenzo Hines Jr., City Clerk and Finance Director

Affidavit of Publication

STATE OF WASHINGTON,
COUNTY OF SNOHOMISH

} S.S.

The undersigned, being first duly sworn on oath deposes and says that she is Principal Clerk of THE HERALD, a daily newspaper printed and published in the City of Everett, County of Snohomish, and State of Washington; that said newspaper is a newspaper of general circulation in said County and State; that said newspaper has been approved as a legal newspaper by order of the Superior Court of Snohomish County and that the notice

Ordinance Summaries:

3003, 3004, 3005, 3006,

3007, 3008, 3009

a printed copy of which is hereunto attached, was published in said newspaper proper and not in supplement form, in the regular and entire edition of said paper on the following days and times, namely:

August 02, 2013

and that said newspaper was regularly distributed to its subscribers during all of said period.

Karen E. Zorn

Principal Clerk

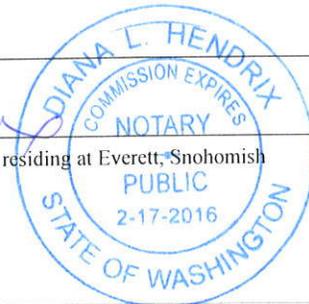
Subscribed and sworn to before me this

2nd

day of August, 2013

Diana L. Hendrix

Notary Public in and for the State of Washington, residing at Everett, Snohomish County.



Account Number: 127890

Order Number: 0001828704

LYNNWOOD WASHINGTON

On the, 29th day of July, 2013 the City Council of the City of Lynnwood, Washington, passed the following ordinances: 3003 and 3009. A summary of the content of these ordinances, consisting of the title, provides as follows:

ORDINANCE NO. 3003
AN ORDINANCE OF THE CITY OF LYNNWOOD, WASHINGTON, ADOPTING FINDINGS OF FACT SUPPORTING THE CITY'S MORATORIUM ON THE ACCEPTANCE AND FILING OF APPLICATIONS FOR, AND THE LICENSING, ESTABLISHMENT, LOCATION, OPERATION, MAINTENANCE AND CONTINUATION OF MEDICAL CANNABIS COLLECTIVE GARDENS; PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE.

ORDINANCE NO. 3004
AN ORDINANCE OF THE CITY OF LYNNWOOD, WASHINGTON, ADOPTING FINDINGS OF FACT SUPPORTING THE CITY'S MORATORIUM ON THE ACCEPTANCE AND FILING OF APPLICATIONS FOR, AND THE LICENSING, ESTABLISHMENT, LOCATION, OPERATION, MAINTENANCE AND CONTINUATION OF MARIJUANA BUSINESSES AND MARIJUANA OPERATIONS UNDER WASHINGTON STATE INITIATIVE NO. 502; PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE.

ORDINANCE NO. 3005
AN ORDINANCE OF THE CITY OF LYNNWOOD, WASHINGTON, AMENDING SECTION 17.02.230 AND DELETING SECTION 17.02.250 OF THE LYNNWOOD MUNICIPAL CODE RELATING TO ENVIRONMENTAL REVIEW CATEGORICAL EXEMPTIONS AND PROVIDING FOR SEVERABILITY, AN EFFECTIVE DATE AND SUMMARY PUBLICATION.

ORDINANCE NO. 3006
AN ORDINANCE OF THE CITY OF LYNNWOOD, WASHINGTON, ADOPTING THE 2012 EDITIONS OF THE INTERNATIONAL BUILDING CODE, THE INTERNATIONAL ENERGY CONSERVATION CODE, THE INTERNATIONAL RESIDENTIAL CODE, THE INTERNATIONAL SWIMMING POOL AND SPA CODE, THE INTERNATIONAL PROPERTY MAINTENANCE CODE, THE INTERNATIONAL MECHANICAL CODE, AND THE UNIFORM PLUMBING CODE; AMENDING THE CITY'S REGULATIONS FOR THE ABATEMENT OF UNSAFE STRUCTURES; AMENDING AND REPLACING CHAPTERS 16.04, 16.05, 16.08, 16.09, 16.24, 16.44, 15.04, AND 15.08 OF THE LYNNWOOD MUNICIPAL CODE; REPEALING CHAPTER 16.32 OF THE LYNNWOOD MUNICIPAL CODE; PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE.

ORDINANCE NO. 3007
AN ORDINANCE OF THE CITY OF LYNNWOOD, WASHINGTON, RELATING TO THE INTERNATIONAL FIRE CODE AS ADOPTED BY THE CITY; AMENDING TITLE 9 OF THE LYNNWOOD MUNICIPAL CODE; PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE.

ORDINANCE NO. 3008
AN ORDINANCE OF THE CITY OF LYNNWOOD, WASHINGTON, ESTABLISHING PROJECT FUNDING FOR THE 48TH AVENUE W SIDEWALK PROJECT; AND SUPERCEDING ORDINANCE 2988, AND SUPERCEDING ORDINANCE 2945, AND SUPERCEDING ORINANCE 2914; AND SUPERCEDING ORDINANCE 2892, AND AUTHORIZING EXPENDITURES IN PROJECT FUND 312; AND AUTHORIZING FUNDING TRANSFERS, ALLOCATIONS, AND REIMBURSEMENTS FROM FUND 150, 411, 419, AND FUND 441; AND CONSISTENT WITH THE PROJECT FINANCIAL PLAN; AND PROVIDING FOR SEVERABILITY, AN EFFECTIVE DATE AND SUMMARY PUBLICATION.

ORDINANCE NO. 3009
AN ORDINANCE OF THE CITY OF LYNNWOOD, WASHINGTON, ESTABLISHING PROJECT FUNDING FOR THE SCRIBER CREEK FLOOD REDUCTION STUDY PROJECT; AND AUTHORIZNG EXPENDITURES IN FUND 411; AND AS CONSISTENT WITH THE PROJECT FINANCIAL PLAN; AND PROVIDING FOR SEVERABILITY, AN EFFECTIVE DATE AND SUMMARY PUBLICATION.

The full text of these ordinances will be mailed upon request.
DATED this 2nd day of August, 2013.
Lorenzo Hines Jr., Finance Director
Published: August 2, 2013.



LYNNWOOD
WASHINGTON

CERTIFICATE

I, the undersigned, Lorenzo Hines Jr., the duly appointed City Clerk of the City of Lynnwood, Washington, hereby certify that the Ordinance hereto attached is a full, true and correct copy of Ordinance No. 3009 of the City of Lynnwood, Washington, entitled as follows:

ORDINANCE NO. 3009

AN ORDINANCE OF THE CITY OF LYNNWOOD, WASHINGTON, ESTABLISHING PROJECT FUNDING FOR THE SCRIBER CREEK FLOOD REDUCTION STUDY PROJECT; AND AUTHORIZING EXPENDITURES IN FUND 411; AND AS CONSISTENT WITH THE PROJECT FINANCIAL PLAN; AND PROVIDING FOR SEVERABILITY, AN EFFECTIVE DATE AND SUMMARY PUBLICATION.

That said ordinance was passed by the Council of said City and was published and posted according to law; that said ordinance was duly published in the official newspaper of said City on August 2, 2013.



Lorenzo Hines, Jr., City Clerk and
Finance Director