ORDINANCE NO. 503

AN ORDINANCE RENEWING EXISTING SIX MONTH MORATORIUM ON THE ISSUANCE OF WATER CONNECTION PERMITS TO THE TOWN OF COUPEVILLE WATER SYSTEM

WHEREAS, the Town Council adopted on January 9, 1995 Ordinance No. 498, which established a six-month moratorium on the issuance of water connection permits to the Town of Coupeville water system ("January 9, 1995 Moratorium"); and

WHEREAS, the Town Council has held a public hearing on this date and taken testimony concerning the renewal for an additional six months of the January 9, 1995 Moratorium.

NOW THEREFORE, BE IT RESOLVED that the Town Council of the Town of Coupeville resolves as follows:

I. FINDINGS OF FACT

1. At its meeting on June 6, 1995, the Town Water and Sewer Advisory Committee reviewed the Town Engineer's most current Water Supply and Demand Forecast and the progress being made on obtaining additional water supply, and recommended that no additional water connections to the Town Water System should be authorized by the Town until such time as an adequate water supply is available.

2. The Town Engineer has advised that Well No. 1, due to the risk of groundwater contamination, should not be considered as a reliable source of supply in the forecast of available water supply.

3. The Town Engineer has advised that the Town Water System is continuing to experience a serious shortage of potable water and, without the continued use of Well #1, the failure to obtain adequate water use reduction through voluntary water conservation could result in demand exceeding supply.

4. The Sizing Guidelines for Public Water Supplies issued in September 1983 by the Washington State Department of Health permit the Town to issue new water connection permits only when the Town is able to establish that an adequate water supply is available for new permits.

5. The Town Engineer has advised that the evaluation report concerning the Fort Casey well field by the Town's hydrogeologist, Doug Dow dated April 21, 1995, ("Hydrogeologist's Report") states that a redevelopment program could increase the yield available to the Town Water System by approximately 105 gallons per minute, which yield

would be adequate to supply the growth projection of the current Comprehensive Plan, that the Hydrogeologist's Report has been submitted to the Washington Department of Ecology ("DOE") for review and concurrence, and that the Hydrogeologist's Report is currently under review by the DOE.

6. The Town Engineer has advised that the Town is not able to establish that an adequate water supply is available to issue additional water connection permits unless the DOE concurs with the Hydrogeologist's Report or additional sources of water supply are obtained.

7. The Mayor has recommended that the six month moratorium on the issuance of water connection permits established under Ordinance No. 498 be renewed for an additional six month period during which six month period the Town will obtain from the Town Engineer for consideration by the Town Council, the results of the Department of Ecology's review of the Hydrogeologist's Report and/or the results of efforts to obtain additional sources of water supply so as to allow the issuance of additional water connections.

8. At the public hearing held on this date, the Town Council received testimony from George Bratton, the Town Engineer, that the Town has a serious shortage of potable water and that the Town Water System presently lacks sufficient supply to permit the issuance of new water connection permits.

II. CONCLUSIONS

1. The Town is continuing to experience a serious shortage of potable water and does not have sufficient water supply to permit the Town to issue new water connections permits.

2. Based on the shortage of potable water available from the Town Water System, the Town cannot issue any new water connection permits until the Town establishes that adequate water supply is available.

3. The Town will not be able to establish that an adequate water supply is available to issue additional water connection permits unless the DOE concurs with the Hydrogeologist's Report or additional sources of water supply are obtained.

NOW THEREFORE, BE IT ORDAINED by the Council of the Town of Coupeville, Washington, as follows:

Ordinance No. 498 is hereby renewed by the following action:

No new water connection permits for the Town of Coupeville Water System shall be approved for a (6) six month period, effective from the date of passing of this Ordinance and continuing for (6) six months, or until this Ordinance is superseded, whichever comes first. Applications for building permits or any other permit which will require a new water connection will not be accepted by the Town during the effective period of this Ordinance.

This Ordinance shall be in full force and effect as of July 1st, 1995 after its passage and posting as required by law.

PASSED by the Town Council and **APPROVED** by its Mayor this 26th day of June, 1995.

THE TOWN OF COUPEVILLE

By: W. L. Jones
Will Jones, Mayor

ATTEST:

Robin D. Hunter
Clerk

APPROVED AS TO FORM:

Town Attorney