

RESOLUTION NO. 973

A RESOLUTION amending Resolution No. 969 which adopted a moratorium for the acceptance of development applications for property located within 1,000 feet of any of the City's municipal water wells, by implementing a process for affected persons to apply for an exemption from the moratorium.

WHEREAS, on August 25, 2003, the City Council adopted Resolution No. 969 which imposed a moratorium for the acceptance of development applications for property located within 1,000 feet of any of the City's municipal water wells, and

WHEREAS, on October ¹³~~14~~, 2003, the City held a public hearing on said moratorium as required by RCW 36.70A.390, and

WHEREAS, as a result of said public hearing, it appears that the moratorium as drafted may be overly broad in that it precludes activities that would have no impact on the water quality or the City's well system, and

WHEREAS, the Council desires to adopt a process for exemptions to the moratorium,

NOW, THEREFORE, be it resolved by the Council of the City of Camas as follows:

Section I

Any person aggrieved by the moratorium imposed by Resolution No. 969 may apply to the Public Works Director for an exemption. The applicant shall have the burden of establishing that the proposed development activity will not cause any degradation to water quality or otherwise adversely impact the municipal water system. In rendering a decision, the Public Works Director shall utilize the Department of Ecology Storm Water Management Guidelines for Western Washington, including best management practices for source controls and runoff treatment, and the Department of Ecology Storm Water Pollution Plan for Industrial Facilities best management practices. If the Public Works Director finds that the applicant has met this burden, then the Public Works Director shall issue a written decision granting an exemption from the moratorium and directing the issuance of a permit for the development activity. In granting an exemption, the Public Works Director may impose such conditions as are necessary and appropriate to protect water quality and to prevent adverse impact to the municipal water system.

The decision of the Public Works Director may be appealed to the City Council by written notice filed within ten (10) days of the Public Works Director's decision. The City Council shall hear the matter de novo.

ADOPTED at a regular meeting of the Council of the City of Camas this 27th day of October, 2003.

SIGNED: [Signature]
Mayor *pro tem*

ATTEST: [Signature]
Clerk

APPROVED as to form:
[Signature]
City Attorney