

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OLYMPIA, WASHINGTON
AUTHORIZING A UTILITY LATECOMER AGREEMENT BETWEEN THE CITY OF OLYMPIA AND
EVERGREEN HEIGHTS, LLC FOR CHESTNUT VILLAGE UTILITY EXTENSIONS.**

WHEREAS, Evergreen Heights, LLC (Evergreen) is the developer of a subdivision located in the Olympia Urban Growth Area known as Chestnut Village Divisions I and II; and

WHEREAS, Evergreen has constructed a sanitary sewer lift station, which connects to the City's existing system at Glenmore Village Drive SE and Rich Road SE, extending a force main to connect to the existing sewer in Yelm Highway SE (the System); and

WHEREAS, the lift station allows for the use of gravity sewer mains within Chestnut Village and will facilitate the extension and connection of additional gravity sewer connections on Rich Road SE in the future; and

WHEREAS, Evergreen applied for and received all applicable utility permits and has completed the required basin study to determine which parcels will benefit from the use of the lift station; and

WHEREAS, pursuant to state and local law, Evergreen requested a latecomer agreement in order to recoup a portion of the installation costs of the sewer lift station as properties connect to the System for the life of the agreement; and

WHEREAS, required notice outlining the project limits, cost, and information on the appeal process was sent by the City to all properties affected by the latecomer agreement, and no appeals were received;

NOW, THEREFORE, THE OLYMPIA CITY COUNCIL DOES HEREBY RESOLVE as follows:

1. The Olympia City Council hereby approves the form of Utility Latecomer Agreement between the City of Olympia and Evergreen Heights, LLC and the terms and conditions contained therein.
2. The City Manager is authorized and directed to execute on behalf of the City of Olympia the Utility Latecomer Agreement, and any other documents necessary to complete said Agreement, and to make any minor modifications as may be required and are consistent with the intent of the Agreement, or to correct any scrivener's errors.

PASSED BY THE OLYMPIA CITY COUNCIL this _____ day of _____ 2019.

MAYOR

ATTEST:

CITY CLERK

APPROVED AS TO FORM:



DEPUTY CITY ATTORNEY