

**ORDINANCE NO. 09-929**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF  
BLACK DIAMOND, KING COUNTY, WASHINGTON  
AMENDING SECTION 13.08.010 OF THE BLACK  
DIAMOND MUNICIPAL CODE REGARDING THE  
COMPREHENSIVE WATER SYSTEM PLAN**

**WHEREAS**, the City of Black Diamond owns and operates a public drinking water system within the State of Washington; and

**WHEREAS**, in July 2001 the City adopted a Comprehensive Water System Plan; and

**WHEREAS**, State law require the operators of water system to develop and maintain a current Water System Plan and the existence of such a plan is necessary to ensure that future improvement are planned and scheduled in the manner necessary to protect the public health and safety; and

**WHEREAS**, the City hired PacWest Engineering, LLC to update the Water Comprehensive planning for the City of Black Diamond in keeping with the Department of Health regulations; and

**WHEREAS**, PacWest has completed the plan update, addressed and answered comments, coordinated Department Health review, amended the plan to meet the most current land use decisions; and

**WHEREAS**, the City staff, the Public Works Committee of the Council, the public and the full council has had opportunity to review, provide comment, and/or provide input into the development of the water comprehensive plan; and

**WHEREAS**, a formal public hearing was held by the council on September 17, 2009; and

**WHEREAS**, King County has determined that our Water Comprehensive Plan is consistent with county planning policies and expects to approve Black Diamond's Water Comprehensive Plan in the near future; and

**WHEREAS**, the Department of Health has approved the City of Black Diamond's Water Comprehensive Plan on July 24, 2009;

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF BLACK DIAMOND,  
WASHINGTON, HEREBY ORDAINS AS FOLLOWS:**

**Section 1.** Section 13.08.010 of the Black Diamond Municipal Code is amended to read as follows:

**13.08.010 Adopted.**

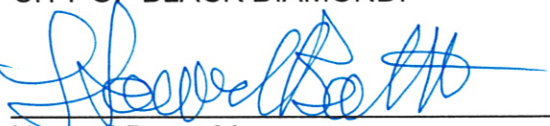
The City of Black Diamond Water System Comprehensive Plan prepared by PacWest Engineering, LLC dated May 2009 is adopted and incorporated by reference.

**Section 2.** Effective Date. This Ordinance shall be in full force and effect five (5) days after its passage, approval, posting and publication as provided by law. A summary of this Ordinance may be published in lieu of publishing the Ordinance in its entirety.

**Section 3.** Severability. Each and every provision of this Ordinance shall be deemed severable. If any provision of this Ordinance should be deemed to be unconstitutional or otherwise contrary to the law by a Court of competent jurisdiction, it shall not affect the validity of the remaining sections so long as the intent of the Ordinance can be fulfilled without the illegal section.

Introduced on the 17th day of December, 2009.

Passed by the City Council on the 17th day of December, 2009.

CITY OF BLACK DIAMOND:  
  
Howard Botts, Mayor

Attest:

  
Brenda L. Martinez, City Clerk

APPROVED AS TO FORM:

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Yvonne Ward, Interim City Attorney

Published: 12-22-09  
Posted: 12-18-09  
Effective Date: 12-27-09