RESOLUTION NO. 355

A RESOLUTION OF THE CITY OF UNIVERSITY PLACE AUTHORIZING APPLICATION FOR FUNDING ASSISTANCE FOR AN AQUATIC LANDS ENHANCEMENT ACCOUNT (ALEA) PROJECT TO THE DEPARTMENT OF NATURAL RESOURCES TO ACQUIRE THE KOBAYASHI PROPERTY.

WHEREAS, the City adopted the Chambers Creek Properties Master Site Plan in 2000; this property abuts the County's property and meets those guidelines for acquisition and use; and

WHEREAS, the Parks and Recreation Commission and many citizens expressed support for acquiring open space property and protecting wildlife habitat areas in the Chambers Creek Canyon and Leach Creek Corridor; and

WHEREAS, the owners of the property at 6420 Chambers Creek Road West, The Cascade Land Conservancy, has interceded to purchase the property as an interim owner until such time as the City can obtain grant funding to buy the property from the conservancy; and

WHEREAS, over 80% of the 5.5-acre Kobayashi property is covered with mature, Pacific Northwest woodlands; contains the confluence of Leach and Chambers Creeks and the property offers benefits of passive recreation, protection of high value aquatic-riparian lands, protection of natural drainage, preservation of wildlife habitat and open space, protection for endangered salmon species, creation of a trailhead for the entire canyon corridor for Steilacoom, Lakewood and University Place residents and provides the only existing vehicular access to the Chambers Creek corridor canyon floor from Bridgeport Way West, and

WHEREAS, under the provisions of Chapter 79.24.580,RCW, state funding assistance has been authorized and made available to aid in financing the cost of land and the construction of facilities for public access to, and enhancement of, state-owned aquatic lands, and

WHEREAS, the City of University Place considers it in the best public interest to acquire the property surrounding the confluence of Chambers and Leach Creeks and the adjacent riparian lands (known as the Kobayashi property) generally located at 6420 Chambers Creek Road West, and NOW THEREFORE

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF UNIVERSITY PLACE

Section 1. <u>Authorization</u> The Mayor shall be authorized to make formal application to the Department of Natural Resources.

Section 2. <u>Use of Funds</u> Any funding assistance so received shall be used in the acquisition and development of 5.5 acres of land at the confluence of Chambers and Leach Creeks.

Section 3. <u>Matching Share</u> The City's 50% matching share for the project will be derived from a combination of Conservation Futures grant funds and City of University Place funds described as follows: The Council hereby authorizes provision of a 10% grant match up to $40,000; whichever is less, for Conservation Futures grant funding. This 10% match plus the Conservation Futures grant funds shall be utilized to create the 50% match for fundable criteria for A.L.E.A. monies. These funds shall be kept in reserve in the Parks Capital Improvement Program.

Section 4. <u>Purpose of Acquiring the Property</u> Any property acquired with financial aid through the Aquatic Lands Enhancement Account be maintained for the purpose of habitat protection and/or public access in perpetuity and in accordance with the terms of the grant agreement approved by the Department of Natural Resources.
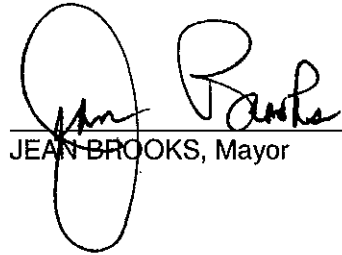
Section 5. <u>Maintenance</u> Any developed facilities financed through the Aquatic Lands Enhancement Account be maintained by the City for 25 years or longer.

Section 6. <u>Formal Application</u> This resolution shall become a part of a formal application to the Department of Natural Resources.

Section 7. <u>Notification and Opportunity</u> Adequate notification has been given and opportunity provided for public input.

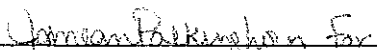Section 8. <u>Effective Date.</u> This resolution shall be effective immediately upon adoption.

ADOPTED BY THE CITY COUNCIL OF UNIVERSITY PLACE, WASHINGTON AT ITS REGULAR MEETING HELD MAY 20, 2002.

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JEAN BROOKS, Mayor

ATTEST:

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Catrina Craig, City Clerk

APPROVED AS TO FORM:

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Tim Sullivan, City Attorney