



**RESOLUTION NO. 38724**

1 A RESOLUTION relating to stormwater systems; authorizing the execution of an  
2 Interlocal Agreement with the Port of Tacoma for the purpose of providing a  
3 cooperative framework for coordination of certain stormwater management  
activities.

4 WHEREAS the City is required to develop and implement a stormwater  
5 management plan under its Phase I Municipal Separate Storm Sewer System  
6 Permit ("MS4 Permit"), which permit is issued by the Washington State Department  
7 of Ecology to all Phase I permittees in Western Washington, and  
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9 WHEREAS the Port of Tacoma ("Port") is considered a secondary permittee  
10 under the MS4 Permit because it owns and operates its own municipal stormwater  
11 system within the city limits of Tacoma, and

12 WHEREAS the MS4 Permit encourages the City and Port to coordinate  
13 stormwater management activities when possible, and

14 WHEREAS the proposed Interlocal Agreement ("Agreement") would provide  
15 a cooperative framework for coordinating certain stormwater management  
16 obligations under the MS4 Permit with the goal of reducing stormwater impacts to  
17 Commencement Bay, its waterways, and other receiving waters, and  
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19 WHEREAS, under the Agreement, each party would remain responsible for  
20 its own MS4 Permit compliance, and  
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22 WHEREAS the Agreement provides for, among other things, access to Port  
23 properties by City staff for inspection and spill response as requested by the Port;  
24 compensation to the City for certain services when the Port has requested such  
25 services; collaboration on review of Port development and/or redevelopment  
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projects; and annual meetings to discuss stormwater MS4 Permit-related issues,  
and

WHEREAS any related expenses incurred by the City will be reimbursed by  
the Port in accordance with the terms of the Agreement, and

WHEREAS the Port approved the proposed Agreement on July 25, 2013;  
Now, Therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TACOMA:

That the proper officers of the City are hereby authorized to enter into an  
Interlocal Agreement with the Port of Tacoma, in accordance with RCW 39.34, the  
Interlocal Cooperation Act, for the purpose of providing a cooperative framework  
for coordination of certain stormwater management activities, said agreement to be  
substantially in the form of the proposed document on file in the office of the City  
Clerk.

Adopted \_\_\_\_\_

\_\_\_\_\_  
Mayor

Attest:  
  
\_\_\_\_\_  
City Clerk

Approved as to form:  
  
*[Signature]*  
\_\_\_\_\_  
Deputy City Attorney