

**CITY OF LIBERTY LAKE
SPOKANE COUNTY, WASHINGTON
ORDINANCE NO. 133**

**AN ORDINANCE OF THE CITY OF LIBERTY LAKE, WASHINGTON, ADOPTING
THE 2004 - 2009 CAPITAL FACILITIES PLAN**

WHEREAS, the Washington State Growth Management Act (GMA) requires counties and cities to prepare Capital Facilities Plans pursuant to RCW 36.70A, WAC 365-195, and related Chapters; and,

WHEREAS, the City of Liberty Lake (City) has previously adopted a Comprehensive Plan which included a Capital Facilities Element and a Capital Facilities Plan in the appendix; and,

WHEREAS, the Capital Facilities Plan provides supplemental information that complements the text, goals, and policies of the Capital Facilities Element in the City's Comprehensive Plan; and,

WHEREAS, the Capital Facilities Plan is a long range financial plan that allows the City to prioritize public projects and identify funding sources; and,

WHEREAS, the City had made multiple attempts at receiving a population allocation and believed its planning process was exemplary as recognized by the state agency in charge of comprehensive plan review; and,

WHEREAS, the City's Comprehensive Plan was appealed by the City of Spokane Valley; and,

WHEREAS, the Eastern Washington Growth Management Hearings Board (EWGMHB) remanded the City's Comprehensive Plan for having been completed without an official population allocation and for lacking a complete Capital Facilities Plan; and,

WHEREAS, on July 29, 2004, the Steering Committee granted the City a population allocation recommendation of 5511 persons; and,

WHEREAS, a population of 5511 persons is consistent with the numbers used throughout the City's original planning process; and,

WHEREAS, the City contacted the Washington State Department of Community Trade and Economic Development (CTED) regarding the need for a 60-day review of the Capital Facilities Plan and was informed there was no review required; and

WHEREAS, the City completed and circulated a SEPA checklist for adoption of the Capital Facilities Plan with a Threshold Determination on November 12, 2004, and comments due by November 29, 2004; and,

WHEREAS, on November 18, 2004, the City notified the EWGMHB that it would not meet the compliance deadline, but would earnestly work toward compliance having received an "official" population allocation from Spokane County on November 16, 2004; and,

WHEREAS, on November 29, 2004, after the City received and reviewed public comments; and

WHEREAS, the City has complied with SEPA and affirms the final Determination of Non-significance for this non-project action; and,

WHEREAS, the City has provided notice of opportunities for participation to agencies, interested parties, and the public at large; and,

NOW THEREFORE, the City Council of the City of Liberty Lake, Washington do ordain as follows:

Section 1. 2004-2009 Capital Facilities Plan Content

Introduction/Background

Capital Facility Financing Strategies

Obligation to Provide Capital Facilities

Established Levels of Service

Future Needs and Financial Resources

Assessment of Services/Facilities

Water

Sewer

Storm Water

Parks & Open Space

Law Enforcement

Municipal Facilities

Public Schools

Transportation

Fire Services

Capital Improvement Program Planning

Current Financial Capacity

Capital Improvement Worksheets

Section 2. Capital Facilities Plan Adoption

The text of the City of Liberty Lake 2004-2009 Capital Facilities Plan is hereby adopted as set forth in **Exhibit A, 2004 - 2009 City of Liberty Lake Capital Facilities Plan**, attached hereto and fully incorporated by reference.

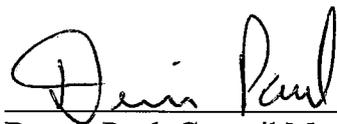
Section 3. Severability

In the event any one or more of the provisions of this ordinance shall for any reason be held to be invalid, such invalidity shall not affect or invalidate any other provision of this ordinance, but this ordinance shall be construed and enforced as if such invalid provision had not been contained therein; PROVIDED, that any provision which shall for any reason be held by reason of its extent to be invalid shall be deemed to be in effect to the extent permitted by law.

Section 6. Effective Date.

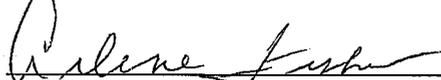
This ordinance shall be in full force and effect five (5) days after publication of this Ordinance or a summary thereof in the official newspaper of the City as provided by law.

PASSED by the City Council this 14th day of December, 2004,



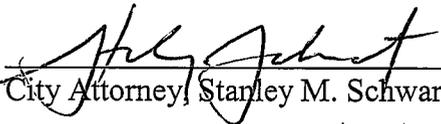
Dennis Paul, Council Member

ATTEST:



City Clerk, Arlene Fisher

Approved As To Form:



City Attorney, Stanley M. Schwartz

Date of Publication: 1/13/05

Effective Date: 1/18/05