

AN ORDINANCE OF WAHKIAKUM COUNTY  
AMENDING RCWC 86.16.501, ESTABLISHING A NEW SECTION OF RCWC 86.15,  
AMENDING RCWC 58.17.304(L), RCWC 58.17.502(D), AND RCWC 58.18.130(B)

I. Amendment of RCWC 86.16.501

RCWC 86.15.501(D)(3) is hereby amended to read as follows: "All subdivision proposals shall have adequate drainage provided to reduce exposure to flood damage. Where drainage facilities are required, construction, maintenance, and drainage easements shall be required pursuant to RCWC 86.16.510."

II. New Section

A new section of RCWC 86.15 is hereby created, designated RCWC 86.16.510, to read as follows:

"Drainage Easements.

Drainage easements shall be required where a plat, subdivision, short subdivision, development or redevelopment is traversed by a drainageway, channel or stream, or new subdivision creates a parallel that would require drainage to be suitable for all purposes. The following conditions shall apply to all easements:

- (1) A stormwater easement or drainage right-of-way shall conform substantially with the lines of any existing drainageway, channel or stream, or where a parcel without direct access to drainage is created.
- (2) Measures shall be taken to prevent down-gradient impacts as a result of new development or redevelopment where no conveyance system exists at the adjacent down-gradient property line or stream, and the discharge was previously unconcentrated flow or significantly lower concentrated flow.
- (3) Easements may not be obstructed by structures, including fences, or filled.
- (4) Easements shall be of a width for construction, or maintenance, or both, as will be adequate for the purpose. Width must be able to convey the 100-year, 24-hour storm and shall be no less than 20 feet wide. Parallel streets or parkways may be required in connection therewith.
- (5) The costs of repairs, maintenance, removing structures or other drainage impediments shall be the responsibility of the landowner. Easement terms will allow for Wahkiakum County or any diking,

1 drainage, flood control or other similar district or zone within the borders of which the property may  
2 lie to perform maintenance and repairs on said stormwater management facility or facilities at the  
3 expense of the landowner should the Grantor neglect to do so. For the purpose of inspection,  
4 maintenance and repair, the easement must ensure access from public right-of-way to stormwater  
5 facilities and drainageways.

6 (6) Easements shall be approved by the planning division of the Wahkiakum County Public Works  
7 Department prior to approval of a final plat and shall be recorded with Wahkiakum County and on all  
8 property deeds.”

9 III. Amendment of RCWC 58.17.304(L)

10 RCWC 58.17.304(L) is hereby amended to read as follows:

11 “Drainage ways shall be located within an easement satisfying the requirements of RCWC 86.16.510.”

12 IV. Amendment of RCWC 58.17.502(D)

13 RCWC 58.17.502(D) is hereby amended to read as follows:

14 “Where storm sewers have not been provided within the subdivision, ditches, corrugated metal or  
15 concrete drain pipes sufficient to carry normal runoff, irrigated wastewater, or floodwaters  
16 characteristic to the area included in the proposed subdivision shall be provided where required and  
17 must be approved by the County Engineer. All parcels which such ditches and drains cross shall be  
18 subject to an easement satisfying the requirements of RCWC 86.15.510.”

19 V. Amendment of RCWC 58.18.130(B)

20 RCWC 58.18.130(B) is hereby amended to read as follows:

21 “Easements shall be provided where necessary for road utility installation and maintenance,  
22 public access, drainage, and buffer strip or protection easements. Drainage easements shall  
23 satisfy the requiremetns of RCWC 86.15.510.”

24 This ordinance shall take effect immediately upon passage.

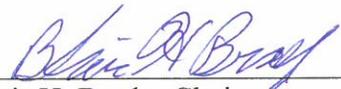
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DULY PASSED AND ADOPTED this 16<sup>th</sup> day of May, 2017.

**BOARD OF COUNTY COMMISSIONERS  
OF WAHKIAKUM COUNTY, WASHINGTON**

**ATTEST:**

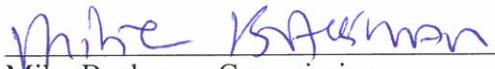
  
Elizabeth Johnson  
Clerk of the Board

  
Blair H. Brady, Chairman

**APPROVED AS TO FORM** this  
24<sup>th</sup> day of April, 2017.

  
Daniel L. Cothren, Commissioner

  
Daniel H. Bigelow  
Prosecuting Attorney

  
Mike Backman, Commissioner