

**CITY OF STEVENSON, WASHINGTON
RESOLUTION NO. 2019-337**

**RESOLUTION DECLARING A LOCAL EMERGENCY FOR CONSTRUCTION DUE
TO NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES)
PERMIT VIOLATIONS ON WASTEWATER EFFLUENT**

WHEREAS, the City of Stevenson Wastewater Treatment Plant Operator has reported that on January 29th and 30th there was a solids washout resulting in a TSS and BOD effluent violation of the city's NPDES permit at the Wastewater Treatment Plant. There were subsequent washouts and effluent violations on February 18th, March 13th and April 1st. The city is in the process of designing upgrades at the Plant with plans to begin construction in 2021. Through this design process interim measures were identified to improve performance of the plant and reduce the instances of NPDES violations. These interim measures are currently under review by the Department of Ecology for approval. Due to the nature of the violations and the operations of the Plant, it is necessary to follow through on the construction and installation of the interim measures during the dry months of summer with lower plant flow. The Public Works Department does not have the ability to perform the construction and installation of the interim measures; and

WHEREAS, delay of the construction may cause future effluent violations; and

WHEREAS, there is an emergency present, which necessitates the utilization of emergency powers granted pursuant to the City of Stevenson Comprehensive Emergency Management Plan;

WHEREAS, to properly access appropriate services and equipment in a timely manner the City may need to waive competitive bidding requirements and award all necessary contracts on behalf of the City to properly address the incident.

NOW THEREFORE, the Stevenson City Council do resolve as follows:

Section 1. There is hereby declared an emergency as defined by RCW 39.04.280(3) due to the unforeseen nature of the condition and the immediate risk to damage property and endanger health.

Section 2. Pursuant to the emergency declared in Section 1, the City Public Works Department is authorized to enter into contract and incur obligations necessary to address such emergency with approval of the Mayor. Emergency measures may include construction, procurement and installation services and other related activities necessary to abate the emergency.

Section 3. The declaration of a local emergency set forth in Section 1 shall terminate when, in the Mayor's judgment, the emergency measures contained herein are no longer required to safeguard property and public health.

Passed by the City Council this 20th day of June, 2019 by not fewer than a majority plus one of the Council.

Scott Anderson, Mayor

ATTEST:

Leana Kinley, Clerk/Treasurer

APPROVED AS TO FORM:

Kenneth B. Woodrich, Attorney