

**BEFORE THE BOARD OF COUNTY COMMISSIONERS
LEWIS COUNTY, WASHINGTON**

IN THE MATTER OF:

RESOLUTION NO. 21-177

DECLARING A STATE OF EMERGENCY FOR THE
NEWAUKUM VALLEY ROAD EMERGENCY BANK
STABILIZATION PROJECT UNDER WAC
197-11-880 AND WAC 173-27-040(2)(D)

WHEREAS, WAC 197-11-880 defines an emergency action as that which must be undertaken immediately or within a time too short to allow full compliance with Chapter 197-11, to avoid an imminent threat to public health or safety, to prevent an imminent threat to public health or safety, to prevent an imminent danger to public or private property, or to prevent an imminent threat of serious environmental degradation; and

WHEREAS, WAC 173-27-040(2)(d) defines emergency construction as actions necessary to protect property from damage by the elements. An "emergency" is an unanticipated and imminent threat to public health, safety, or the environment which requires immediate action with a time too short to allow full compliance Chapter 90-58 RCW; and

WHEREAS, the Newaukum Valley Road Emergency Bank Stabilization project needs to be completed during the in-water work season (before August 30th) because it is anticipated if work is not performed that additional bank and roadway will be lost in winter high flows; and

WHEREAS, in order to process the project as quickly as possible, the Board of County Commissioner Chair or Vice Chair, in his absence, needs to sign an agreement with the Department of Natural Resources using Docusign.

NOW THEREFORE BE IT RESOLVED the BOCC declares the Newaukum Valley Road Bank Stabilization project an emergency per WAC 197-11-880 and WAC 173-27-040(2)(d) and the Board of County Commissioner Chair or Vice Chair, in his absence, is authorized to sign the agreement using Docusign.

DONE IN OPEN SESSION this 4th day of May, 2021.

APPROVED AS TO FORM:
Jonathan Meyer, Prosecuting Attorney

BOARD OF COUNTY COMMISSIONERS
LEWIS COUNTY, WASHINGTON

Amber Smith
By: Amber Smith,
Deputy Prosecuting Attorney

Gary Stamper
Gary Stamper, Chair

ATTEST:



Lindsey R. Pollock, DVM
Lindsey R. Pollock, DVM, Vice Chair

Rieva Lester
Rieva Lester,
Clerk of the Lewis County Board of
County Commissioners

Sean D. Swope
Sean D. Swope, Commissioner