

Resolution No. 98-08

A RESOLUTION declaring the intention of the Board of County Commissioners to establish Lake Management District No. 2 for Mason Lake pursuant to Chapter 36.61 RCW and setting the public hearing on formation of the same.

WHEREAS, there is an indication of significant support from Mason Lake property owners for formation of a Lake Management District (LMD) as evidenced by the submittal of LMD petitions.

WHEREAS, the Board of County Commissioners has considered the Mason Lake Aquatic Management Plan recommended by the Mason Lake Milfoil Committee which would be the basis for the work plan for the LMD which includes provisions for eliminating the Eurasian Water Milfoil and Slender Arrowhead from the Lake while protecting and enhancing fish and wildlife habitat;

The Board of County Commissioners enters the following findings of fact:

1. Formation of an LMD to protect Mason Lake's beneficial uses and water quality is in the public interest. This is evidenced by the broad support expressed by Mason Lake property owners evidenced by the number of signatures appearing on the LMD petitions.

All properties within the LMD boundaries have direct access to the lakefront or community access and enjoy significant opportunity to enjoy the lake through passive and active recreation, which is reflected in relatively higher property values. These property owners will collectively share the greatest amount of benefit from the lake management program. Benefit to each property is appropriately reflected in the rates, which provide for a charge based on the appraised value of the property.

2. The financing of the lake improvement or maintenance activities is feasible. The LMD will guarantee the fees needed to continue with Milfoil and Slender Arrowhead control measures and the costs of permits, monitoring, printing and mailing.
3. Adequate provisions have been made to protect fish and wildlife. Aquatic herbicides have been approved for use by the US Environmental Protection Agency for the use in lakes and reservoirs used for human drinking water consumption. The herbicide will not harm fish or wildlife, and by eliminating the Eurasian Water Milfoil and Slender Arrowhead, the native flora and fauna should be restored.
4. Financial security should not be required to cover the costs of the LMD process.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners for Mason County as follows:

1. Pursuant to RCW 36.61.030, the Board of Mason County Commissioners hereby designates the proposed LMD as Mason County Lake Management District No. 2 for Mason Lake.
2. Purpose of the Lake Management District:
 - a. Manage noxious aquatic plants in Mason Lake to meet recreational and aesthetic needs, fishery and wildlife habitat requirement, and ecosystem and groundwater concerns.
 - b. Employ proven techniques based on environmental safety.
 - c. Conduct water quality monitoring as needed.
 - d. Investigate and promote the best management practices and shoreline enhancement.


- e. Monitor for recurrence of Milfoil and Slender Arrowhead or emergence of other lake plants that could adversely impact the freshwater system and recommend prompt action to control these.
 - f. Maintain an advisory committee of neighborhood representatives to direct the efforts and funds of the LMD.
3. Charges to property:
 Annual rates and charges will raise funds to support LMD activities. Annual LMD budget and rates will be recommended by the LMD Steering Committee to be adopted by the county commissioners.
 The estimated amount that will be raised by the LMD rates in 2009 is \$35,000. The total estimated LMD rate revenue for the 10 year LMD including a maximum 5% annual increase for inflation is \$440,226.24. The formula of rates and charges that is to be used to establish the 2009 assessment for the LMD is 11 cents per thousand valuation.
- 4. The duration of the proposed LMD is 10 years.
 - 5. The proposed boundaries of the District are all properties fronting Mason Lake or community access to Mason Lake, in Mason County, Washington.
 - 6. Mason Lake Management District Steering Committee:
 The volunteer Mason Lake Milfoil Committee will represent the interests of property owners around the lake. Annual LMD work plan, budget and LMD rates will be recommended by the steering committee for approval by the county commissioners. The Committee will track activities and expenditures. The County staff will provide Committee support including monthly financial reports.
 - 7. In lieu of a \$5,000 bond to cover the cost of the LMD process as authorized by RCW 36.61.030, the processing costs (postage, legal advertisements, paper and other necessary costs to create the District) shall be paid from the Mason Lake Management Fund #194.
 - 8. A public hearing on the formation of the proposed LMD No. 2 shall be held on Tuesday, September 16, 2008 at 9:30 a.m. in the Mason County Commission Chambers, 411 North 5th Street, Shelton, WA.

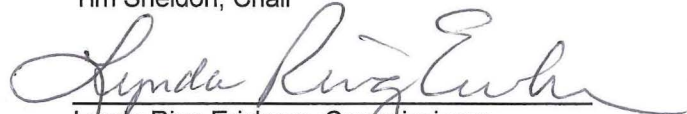
ADOPTED this 12th day of August, 2008.

ATTEST:

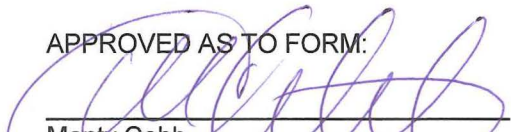

 Rebecca S. Rogers, Clerk of the Board

BOARD OF COUNTY COMMISSIONERS
 MASON COUNTY, WASHINGTON


 Tim Sheldon, Chair


 Lynda Ring Erickson, Commissioner

APPROVED AS TO FORM:


 Monty Cobb
 Chief Civil Deputy Prosecuting Attorney


 Ross Gallagher, Commissioner

C: LMD #2
 Assessor
 Treasurer
 File