

RESOLUTION NO 10-2026**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LEAVENWORTH UNDER LMC 13.68.020, APPROVING ON THE CONDITIONS OF THIS RESOLUTION A SEWER CONNECTION AND EXTENSION FOR A PROPERTY LOCATED WITHIN THE CITY'S UGA, PARCEL NUMBER 241711130320**

WHEREAS, Leavenworth Municipal Code Section 13.68.020 allows the Council to grant exemptions allowing property owners outside city limits to connect to city sanitary sewer;

WHEREAS, Adam Pfleeger, the owner of property located within the City's UGA, as described in Exhibit A to this Resolution, made application to the City for sewer connection for said property;

WHEREAS, the only potential grounds for such a connection are subsections A - F of LMC 13.68.020;

WHEREAS, the application and request for connection was considered by the Council in open public meeting on May 12, 2026;

WHEREAS, the Council makes the following findings of fact:

- a. The overall public interest will be served by granting the exemption;
- b. The property owner, their successors, heirs, and assigns shall record with the Chelan County auditor's office a notice to title, as approved by the City of Leavenworth, which provides notice of and binds all future property owners to waivers of protest and other requirements as listed in LMC 13.68.020(B)(1-2). It shall also be the obligation of the property owner, their successors, heirs, and assigns to inform potential buyers of these items;
- c. The connection will be allowed provided the applicant upgrades or installs a new eight-inch sanitary sewer main to the property within right-of-way or public utility easement, as necessary and determined by the city;
- d. The property requesting the exemption is contiguous with the existing boundaries of the city;
- e. City sewer connection charges and fees in effect at the time of connection shall apply to the property; and
- f. The connection is necessary to protect basic public health and safety and the environment; the connection is financially supportable at rural densities; and does not permit urban development outside of the urban growth area (UGA).

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LEAVENWORTH, WASHINGTON AS FOLLOWS:

SECTION 1

The exemption for sewer connection is hereby granted to the property under the authority of LMC 13.68.020 on the terms and conditions of this Resolution.

SECTION 2

The exemption for sewer connection is subject to the following terms and conditions:

1. The applicant shall receive a sewer connection permit and pay applicable sewer connection charges prior to commencement of work.
2. The applicant shall upgrade or install a new eight-inch sanitary sewer main to the property within right-of-way or public utility easement, as necessary and determined by the city;
3. Any sewer connection shall not be extended beyond this original approval and shall only serve one connection on one lot on the property.
4. All construction and installation shall be at the sole expense of the applicant, and construction and installation shall adhere to the adopted standard details and or applicable LMC standards and specifications.
5. The property owner, their successors, heirs, and assigns shall record in the records of Chelan County Auditor's office a notice to title, as approved by the City of Leavenworth, containing such waivers, covenants and agreements as required by LMC 13.68.020(B).

APPROVED AND ADOPTED this 26th day of May, 2026.

APPROVED:

Signed by:

Carl Florea

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Carl J. Florea, Mayor

ATTEST:

Signed by:

Andrea Fischer

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Andrea Fischer, City Clerk

