Memorandum of Understanding
Big Finn Hill Park Field Conversion

This Memorandum of Understanding ("MOU") is entered into between the City of Kirkland (the "City") and King County ("County"). The City and the County are also referred to herein collectively as the "Parties."

WHEREAS, Big Finn Hill Park is located in the Juanita/Finn Hill/Kingsgate ("JFK") Annexation Area, which was annexed by the City effective June 1, 2011; and

WHEREAS, prior to the effective date of the JFK Annexation, Big Finn Hill Park was part of unincorporated King County; and

WHEREAS, after the effective date of the JFK Annexation, Big Finn Hill Park will remain owned and operated by King County; and

WHEREAS, prior to the effective date of the JFK Annexation, Kirkland Youth Lacrosse ("KYL") applied for a grading permit to convert existing grass fields in Big Finn Hill Park to synthetic turf fields and to install field lights (the "Project"); and

WHEREAS, the County issued a notice of proposed Determination of Non-Significance ("DNS") under RCW Chapter 43.21C, the State Environmental Policy Act ("SEPA"); and

WHEREAS, the City and the County entered into a Development Services Interlocal Agreement in which the Parties allocated responsibility for the processing of building, grading and land use permits; and

WHEREAS, the City is responsible under the Interlocal Agreement for being lead agency with respect to SEPA determinations; and

WHEREAS, the City is responsible under the Interlocal Agreement for determining whether permits filed with the County prior to the effective date of annexation are vested; and

WHEREAS, the Parties to this MOU would like to allocate responsibilities for the continued processing of the Big Finn Hill field conversion project and clarify roles, responsibilities and the approximate timeframes under which the application will continue to be processed.

NOW, THEREFORE, it is hereby understood and agreed between the Parties as follows:

1. SEPA Lead Agency Status. Pursuant to WAC 197-11-942, the Parties hereby agree that the City shall assume SEPA lead agency status and administer the SEPA process for the Project pursuant to the City's SEPA regulations.

2. Vesting of Grading Permit. KYL submitted a grading permit for the Project to the County on May 27, 2011 and provided additional information with respect to field lighting to the County on May 31, 2011. After reviewing the application materials and consulting with the County, the City determines and agrees that the grading permit is complete, including the lighting to be provided, as of May 31, 2011.

3. SEPA Process. The County issued a proposed DNS and received comments through July 21, 2011. As lead agency, the City will issue a SEPA threshold determination pursuant to its SEPA regulations (Kirkland Municipal Code ("KMC") Chapter 24.02). Because the City's SEPA regulations call for comments or appeals to be filed after issuance of the threshold determination, the Parties understand that there will be a comment and appeal period following the City's issuance of a threshold determination. See KMC 24.02.160 and 24.02.230.

4. Process and Scheduling. The County will respond to comments on the County's proposed DNS, including comments received from the City, prior to turning over SEPA documents to the City. Once received, the City will confirm all information is available to prepare the SEPA threshold determination. The determination will be issued in a timely manner once all information is received. The comment and appeal period will follow. When the SEPA process is complete, the grading permit will be issued by the City.

Agreed to and accepted this 28th day of September, 2011

KING COUNTY

By: [signature]
Its: Director

CITY OF KIRKLAND

By: [signature]
Its: Planning Director