

CLEARANCES	Initial	Date	Date Received in Council Office:	Agenda date	Assigned to:
Originator: Citizens/F.D. 1		4/92		5/5/92	Council-Intro
Division Head:				5/26/92	Council - Hearing
Dept. Head:				6/9/92	P&D/Council
Prosecutor:					
Purchasing/Budget:					
Executive:					

**SUBJECT:**

Ordinance regarding the annexation of certain properties near Deming to Whatcom County Fire Protection District No. 1

**ATTACHMENTS:**

- Petition
- Certification of signatures by Auditor
- Letter from Fire District 1 Commissioners
- Other related documents

**SUMMARY STATEMENT:**

*Please complete sections of box as appropriate & explain the item below.*

Related County contract #: N/A	Should Clerk schedule a hearing? NO / / YES /xx/ Requested date: 4/7/92
Amount budgeted for this item/project: \$ N/A	Is it (or will it be) within budget? YES / / NO / / (Please explain below)
Budget line item number(s):	

A majority of the citizens in the area proposed to be annexed into Fire District No. 1 favor the move; Fire District 1 commissioners also approve. In these circumstances state law allows the Council to order the incorporation of the proposed area into Fire District 1.

**ORIGINATOR'S RECOMMENDED ACTION:**

Recommend adoption of the ordinance, following a hearing.

**COMMITTEE ACTION TAKEN:**

**COUNCIL ACTION TAKEN:**

5/26/92: Referred back to committee.  
 6/9/92: Council adopted the ordinance. 7-0

SPONSORED BY: Consent

PROPOSED BY: Citizens

INTRODUCTION DATE: 5-5-92

ORDINANCE NO. 92-030

REGARDING THE ANNEXATION OF CERTAIN PROPERTIES NEAR  
DEMING INTO FIRE PROTECTION DISTRICT NO. 1

WHEREAS, Whatcom County Council Resolution 92-011 encouraged the annexation of unincorporated areas into existing fire protection districts; and

WHEREAS, the Council is considering an ordinance that would prohibit the issuance of building permits in areas not included in a fire protection district; and

WHEREAS, citizens living near Deming have petitioned for incorporation into existing Fire Protection District No. 1; and

WHEREAS, the Auditor certified that the petition bears the signatures of at least 60 percent of the qualified electors within the area proposed to be annexed; and

WHEREAS, the commissioners of Fire District No. 1 have offered their written consent to the proposed annexation; and

WHEREAS, Section 52.04.011 (3) of the Revised Code of Washington provides that if a petition is signed by 60 percent of the qualified registered electors residing within the territory proposed to be annexed, and if the board of fire commissioners concur, an election in the territory and a hearing on the petition shall be dispensed with and the county legislative authority shall enter its order incorporating the territory into the existing fire protection district; and

WHEREAS, the Council scheduled this proposal for a hearing and had notice of such hearing posted in three public places within the area proposed for annexation; and

WHEREAS, the petition signed by 60 percent of the qualified electors within the district stated that county property taxes would be increased in the amount of the fire district levy and bond repayment obligation (the amount of taxes in District 1 is \$.86132 per \$1,000 of assessed valuation for the regular levy and bond issues by the district), and that unimproved lands may be exempt under stat law if they meet certain conditions; and

WHEREAS, the proposed annexation would benefit the public health, safety and welfare;

NOW, THEREFORE, BE IT ORDAINED that the Whatcom County Council

