

CLEARANCES	Initial	Date	Date Received in Council Office:	Agenda date	Assigned to:
Originator: Citizens/F.D. 3		3/92		6/2/92	Council-Intro
Division Head:				6/23/92	Council - Hearing
Dept. Head:					
Prosecutor:					
Purchasing/Budget:					
Executive:					

SUBJECT:

Ordinance regarding the annexation of certain properties near Silver Lake to Whatcom County Fire Protection District No. 14

ATTACHMENTS:

- Petition
- See AB91-200D for certification of signatures by Auditor and map of area, along with letter from Fire District 14 Commissioners and 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: 6/23/92
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. 14 favor the move; Fire District 14 commissioners also approve. In these circumstances state law allows the Council to order the incorporation of the proposed area into Fire District 14.

This petition was submitted at the same time as another petition for annexation into Fire District 14, and it was not immediately apparent that they were indeed separate. The other petition was approved by the County Council. Adoption of this ordinance would make the full Silver Lake-area annexation complete.

ORIGINATOR'S RECOMMENDED ACTION:

Recommend adoption of the ordinance, following a hearing.

COMMITTEE ACTION TAKEN:

COUNCIL ACTION TAKEN:

- 6/9/92: Introduction
- 6/23/92: Council adopted the ordinance. 7-0.

Related File Numbers:

Ordinance or Resolution Number (this item only):

ORDINANCE NO. 92-034

REGARDING THE ANNEXATION OF CERTAIN PROPERTIES NEAR SILVER LAKE INTO FIRE PROTECTION DISTRICT 14

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 Silver Lake have petitioned for incorporation into existing Fire Protection District No. 14; 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. 14 have offered their written consent to the proposed annexation; and

WHEREAS, Section 52.04.011 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 14 is \$1.23 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

1 hereby enters its order incorporating the area described below into Fire Protection
2 District No. 14:

3
4 The Northeast quarter and the Northwest quarter of the Northwest quarter
5 of Section 17, Township 40, and Range 6E in Whatcom County.

6 BE IT FURTHER ORDAINED that as stipulated by state law, upon entry of this
7 order the territory shall become subject to the indebtedness, bonded or otherwise, of the
8 existing district, provided that the property owners of the existing district shall be placed
9 on a fair and equitable relationship with the property owners of the territory being
10 annexed.

11 ADOPTED this 23rd day of June, 1992.

12
13
14
15 ATTEST:

WHATCOM COUNTY COUNCIL
WHATCOM COUNTY, WASHINGTON

16
17 Ramona Reeves
18 Ramona Reeves, Council Clerk

Daniel M. Warner
Daniel M. Warner, Chairman

19
20
21 APPROVED as to form & content:

() Approved () Denied

22
23
24 _____
25 Civil Deputy Prosecutor

Shirley Van Zanten
Shirley Van Zanten, Executive

26
27 Date: 6-24-92