

CLEARANCES	Initial	Date	Date Received in Council Office:	Agenda date	Assigned to:
Originator: Citizens		5/92	7/16/92 <b>RECEIVED</b>	7/28/92	Council - Intro
Division Head:			<b>JUL 21 1992</b> <b>WHATCOM COUNTY COUNCIL</b>	8/11/92	Council - Hearing
Dept. Head:					
Prosecutor:	Retw	7/22/92			
Purchasing/Budget:					
Executive:					

**SUBJECT:**

Ordinance regarding the annexation of certain properties near Kendall Fire Station into Fire Protection District No. 14

**ATTACHMENTS:**

- Ordinance
- Auditor's certification of petition. and petition

**SUMMARY STATEMENT:**

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

Related County contract #:	Should Clerk schedule a hearing? NO / / YES / <u>xx</u> / Requested date: 8/11/92
Amount budgeted for this item/project: \$	Is it (or will it be) within budget? YES / / NO / / (Please explain below)
Budget line item number(s):	

Whatcom County Council Resolution 92-011 encouraged areas to annex into fire protection districts if they had not already done so. The petitioners requested to be annexed into Fire District No. 14, near Kendall; the Commissioners of that District concur with the request; and the Auditor declared that the petition was sufficient in order for annexation to occur without an election.

**ORIGINATOR'S RECOMMENDED ACTION:**

Adoption of the ordinance is recommended, following the public hearing.

**COMMITTEE ACTION TAKEN:**

**COUNCIL ACTION TAKEN:**

7/28/92: Intro  
8/11/92: Council adopted the ordinance 6-0. Harris absent

SPONSORED BY: Consent

PROPOSED BY: Citizens

INTRODUCTION DATE: 7/28/92

ORDINANCE NO. 92-052

REGARDING THE ANNEXATION OF CERTAIN PROPERTIES NEAR  
KENDALL FIRE STATION INTO FIRE PROTECTION DISTRICT NO. 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 Kendall Fire Station 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 (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 (in 1992 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;


1 NOW, THEREFORE, BE IT ORDAINED that the Whatcom County Council  
2 hereby enters its order incorporating the area described below into Fire Protection  
3 District No. 14:  
4

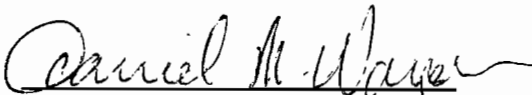
5 The Southeast quarter of the Northeast quarter of Section 4, Township 39  
6 and Range 5 East of W.M. situate in Whatcom County, Washington.

7 BE IT FURTHER ORDAINED that as stipulated by the Revised Code of  
8 Washington, Section 52.04.011 (3), upon entry of this order the territory shall become  
9 subject to the indebtedness, bonded or otherwise, of the existing district, provided that  
10 the property owners of the existing district shall be placed on a fair and equitable  
11 relationship with the property owners of the territory being annexed.  
12

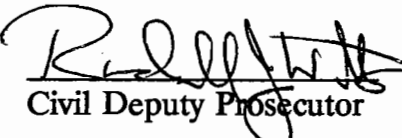
13 ADOPTED this 11th day of August, 1992.

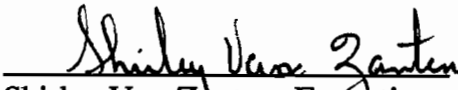
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15  
16 ATTEST: WHATCOM COUNTY COUNCIL  
WHATCOM COUNTY, WASHINGTON

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19   
20 Ramona Reeves, Council Clerk

  
Daniel M. Warner, Chairman

21 APPROVED as to form & content: (✓) Approved ( ) Denied

22  
23  
24   
25 Civil Deputy Prosecutor

  
Shirley Van Zanten, Executive

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27  
28 Date: 8-12-92