

**WHATCOM COUNTY COUNCIL AGENDA BILL**

NO. 2005-409

	Initial	Date	Date Received in Council Office	Agenda Date	Assigned to:
Originator:	dlg <i>DL</i>	9/28/05	DISTRIBUTED TO  OCT 18 2005  ALL COUNCIL MEMBERS WHATCOM COUNTY COUNCIL	10/25/05	Fin/Council
Division Head:					
Dept. Head:					
Prosecutor:	dlg <i>DL</i>	09/30/05			
Purchasing/Budget:					
Executive:	FR	10-19-05			

**TITLE OF DOCUMENT:**  
**Resolution to set hearing to dispose of Tax-Title property by quit claim deed to the City of Bellingham for land lying beneath city streets, Request #2005-06**

**ATTACHMENTS:** Map

SEPA review required? ( ) Yes ( ) NO      Should Clerk schedule a hearing? ( ) Yes ( X ) NO  
 SEPA review completed? ( ) Yes ( ) NO      Requested Date:

**SUMMARY STATEMENT OR LEGAL NOTICE LANGUAGE:**

The Property Management Committee recommends that the resolution be passed to effectively meet the legal requirement for the disposal of tax-title property.

Parcel # 380317-435440-0000  
 W 30 FT of SW NE NE – EXC N 490 FT THEREOF - Situate in Section 17, Township 38, Range 3 East W.M.  
 Parcel # 380317-263531-0000  
 E 30 FT of NE NE NW – LESS RD – Situate in Section 17, Township 38, Range 3 East W.M.

For an amount of \$0.00 in view of the absence of a market value for land lying underneath city streets, the dedication of which to the City of Bellingham was a condition of annexation when this area was annexed into the City of Bellingham. The legal propriety of this disposition in light of RCW 36.35.150 has been discussed with the State Auditor's local examiner, who concurs with this conclusion in consideration of the circumstances.

**COMMITTEE ACTION:**  
 10/25/05: Approved in committee

**COUNCIL ACTION:**  
 10/25/05: Approved 7-0 Resolution  
 2005-060

<b>Related County Contract #:</b>	<b>Related File Numbers:</b>	<b>Ordinance or Resolution Number:</b> Res. 2005-060
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**Please Note: Once adopted and signed, ordinances and resolutions are available for viewing and printing on the County's website at: [www.co.whatcom.wa.us/council](http://www.co.whatcom.wa.us/council).**

SPONSORED BY: Consent  
PROPOSED BY: Treasurer  
INTRODUCTION DATE: 10/25/05

RESOLUTION NO. 2005-060

HEARING AND NOTICE OF HEARING ON  
SALE OF COUNTY TAX TITLE PROPERTY  
REQUEST NO. 2005-06

1 WHEREAS, the following described properties are now, and have been the  
2 property of the County of Whatcom, State of Washington as noted per parcel  
3 information below and,

4 WHEREAS, the Whatcom County Council does deem it in the best interest of  
5 the County and the people thereof that said properties be conveyed to the City of  
6 Bellingham; and,

7 WHEREAS, the Whatcom County Property Management Committee  
8 recommends the disposal of the subject property by conveyance of a deed to the City  
9 of Bellingham to effectively meet the legal requirement for disposal;

10 NOW, THEREFORE, BE IT RESOLVED that it is in the best interest of the  
11 County to convey by quit claim deed to the City of Bellingham:

12 Parcel # 380317-435440-0000

13 W 30 FT of SW NE NE – EXC N 490 FT THEREOF - Situate in Section 17, Township  
14 38, Range 3 East W.M.

15 Parcel # 380317-263531-0000

16 E 30 FT of NE NE NW – LESS RD – Situate in Section 17, Township 38, Range 3 East  
17 W.M.

18 For an amount of \$0.00 in view of the absence of a market value for land lying  
19 underneath city streets, the dedication of which to the City of Bellingham was a  
20 condition of annexation when this area was annexed into the City of Bellingham. The  
21 legal propriety of this disposition in light of RCW 36.35.150 has been discussed with  
22 the State Auditor's local examiner, who concurs with this conclusion in consideration of  
23 the circumstances.

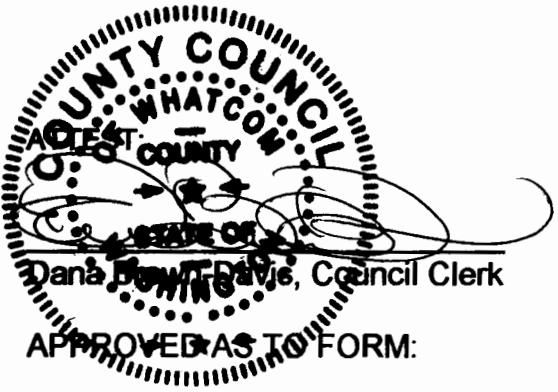
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25 BE IT FURTHER RESOLVED by the Whatcom County Council, that a public  
26 hearing on the matter of the disposal of said property, under said terms, be held on the  
27 9th day of November 2005, at 7:00 p.m., at the Courthouse Whatcom  
28 County, Washington; and,

29 BE IT FURTHER RESOLVED that the Clerk of the Whatcom County Council  
30 shall give notice of such hearing in the manner prescribed by law under RCW  
31 36.34.030.

32 APPROVED this 25th day of October 2005.

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Dana Powell Davis, Council Clerk

WHATCOM COUNTY COUNCIL  
WHATCOM COUNTY,  
WASHINGTON

*L. Caskey-Schreiber*  
Laurie Caskey-Schreiber, Chair

40 APPROVED AS TO FORM:

41 *Daniel L. Gibson*  
42 Civil Deputy Prosecuting Attorney