

July 22, 1997

Introduced By: Brian Derdowski

clerk:jym

Proposed No.: 97-453

**12813**

ORDINANCE NO. \_\_\_\_\_

1  
2 AN ORDINANCE establishing the date for an  
3 election on the question of annexation of  
4 the City of Covington into King County Fire  
5 Protection District 37, and declaring an  
6 emergency.

7  
8 FINDINGS OF FACT:  
9

10 1. RCW 52.04.071 provides that the county  
11 legislative authority, at the city's request,  
12 call a special election to be held in the city  
13 and the fire district to determine whether the  
14 city shall remain annexed to Fire Protection  
15 District No 37. City of Covington Ordinance No.  
16 97-19 satisfies the provisions of RCW 52.04.161  
17 and 52.04.071 requesting the calling of an  
18 election by the county council to be held by the  
19 qualified voters of the city and the fire  
20 protection district.  
21

22 2. The county council notes that Covington  
23 Ordinance No. 97-19 finds that it is in the  
24 public interest for the city to be annexed to  
25 King County Fire Protection District No. 37.  
26

27 3. The Commissioners of King County Fire  
28 Protection District No. 37 are expected to concur  
29 with the proposal of the Covington city council  
30 to remain annexed to the fire district by in  
31 accordance with RCW 52.04.161.  
32

33 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:  
34

35 SECTION 1. A special election shall be held on the  
36 16th day of September, 1997, within the city of Covington and in  
37 King County Fire Protection District No. 37.

1 The ballot proposition shall be in substantially the  
2 following form in accordance with RCW 57.04.071.:

3 "Shall the city of Covington, Washington be  
4 annexed  
5 to and be part of King County Fire Protection  
6 District  
7 No. 37?

8 YES..... [ ]

9 NO..... [ ]"

10 SECTION 2. The county council's decision to call a special  
11 election as specified in Section 1 of this ordinance is  
12 contingent upon Fire Protection District No. 37 delivering to the  
13 King County records and elections division a certified copy of  
14 the resolution in which the Fire Protection District No. 37 board  
15 of commissioners concur with Covington Ordinance No. 97-19 in  
16 accordance with RCW 52.04.161.

17 SECTION 3. Notice of election shall be published as  
18 required by law.

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SECTION 4. The county council finds as a fact and declares that an emergency exists and that this ordinance is necessary for the immediate preservation of public peace, health or safety or for the support of county government and its existing public institutions.

INTRODUCED AND READ for the first time this 21<sup>ST</sup> day of July, 1997.

PASSED by a vote of 11 to 0 this 21<sup>ST</sup> day of July, 1997.

KING COUNTY COUNCIL  
KING COUNTY, WASHINGTON

Jane Hague  
Chair

ATTEST:

[Signature]  
Clerk of the Council

APPROVED this 31 day of July, 1997.

[Signature]  
King County Executive

Attachments:

RECEIVED

97 JUL 23 PM 3:42

RESOLUTION NO. 97-19

12813

CLERK  
KING COUNTY COUNCIL

RESOLUTION OF THE CITY OF COVINGTON, KING COUNTY, WASHINGTON, CALLING FOR A SPECIAL ELECTION TO PERMIT VOTERS TO DETERMINE WHETHER THE CITY SHALL BE ANNEXED TO AND A PART OF KING COUNTY FIRE PROTECTION DISTRICT NO. 37 COMMENCING JANUARY 1, 1998.

WHEREAS, pursuant to RCW 52.04.161 the City of Covington, upon incorporation, shall be deemed annexed to all existing fire protection districts within the corporate boundaries until the end of year of 1997; and

WHEREAS, Fire Protection District No. 37 and Fire Protection District No. 43 are the two districts which now serve the corporate limits of the City of Covington; and

WHEREAS, RCW 52.04.071 allows the City Council to call for a special election to permit voters to determine whether the City shall annex to and be a part of a fire protection district commencing January 1, 1998; now, therefore

Be it resolved by the Mayor and the City Council of the City of Covington, King County, Washington, as follows:

Section 1. Pursuant to RCW 52.04.071, if the Board of Commissioners of King County Fire Protection District No. 37 concur by resolution with the City's intent to be annexed to and become a part of the district, then the City Clerk is authorized and directed to notify and send a certified copy of this resolution and the district's resolution to the King County Council. The City requests that the County call for a special election to be held in the City and Fire Protection District No. 37 on September 16, 1997, or at the next date

97-19

provided in RCW 29.13.010, but not less than 45 days from the declaration of the finding. The special election shall be held for the purpose of submitting to the qualified voters of the City and the Fire Protection District the proposition of whether the City should annex to and become a part of the District. The City further requests that King County shall give notice of the election as provided in RCW 29.27.080. The proposition to be submitted at the special election shall be in the form of a ballot title substantially as follows:

PROPOSITION

ANNEXATION OF THE CITY OF COVINGTON TO KING COUNTY FIRE PROTECTION DISTRICT NO. 37

Shall the City of Covington be annexed to and be a part of King County Fire Protection District No. 37?

Yes \_\_\_\_\_  
No \_\_\_\_\_

*Pat Sullivan*

Mayor Pat Sullivan

INTRODUCED: July 15, 1997  
PASSED: July 15, 1997  
APPROVED: July 15, 1997  
PUBLISHED: July 18, 1997

Attested:

*Delores A. Mead*  
Delores A. Mead  
Interim City Clerk

APPROVED AS TO FORM:

SAMPSON & WILSON, INC., P.S.

*Duncan C. Wilson*  
Duncan C. Wilson  
Interim City Attorney

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KING COUNTY FIRE PROTECTION DISTRICT NO.37

24611 116th Avenue S.E.  
Kent, Washington 98031

Phone: 859-3322

97 JUL 23 PM 3:43

FIRE CHIEF:  
Norman Angelo  
KING COUNTY COUNCIL

COMMISSIONERS:

E.L. Purdy  
Tom Sawyer  
Pat Riordan

RESOLUTION #272

A Resolution of the Board of Fire Commissioners of King County Fire Protection District #37, King County, Kent, Washington concurring with the City of Covington's intent to annex into said District.

WHEREAS, The City Council of Covington has declared it's intent to annex into King County Fire Protection District #37; and

WHEREAS, The City of Covington has presented Resolution #97-19 to the Fire District, which in part requests the concurrence of the Board of Fire Commissioners; and

WHEREAS, RCW 52.04.061 allows the legislative authority of a city to initiate annexation of a contiguous city to a fire district; and

WHEREAS, RCW 52.04.071 provides the method and requirements for an election for the annexation of a city into a fire district; and

WHEREAS, It is deemed to be in the best interests of the Fire District and the community to have the City of Covington be a part of the Fire District;

BE IT RESOLVED, That the Board of Fire Commissioners of King County Fire Protection District #37 hereby concur with the City Council of Covington and their intent to join the District by annexation; and

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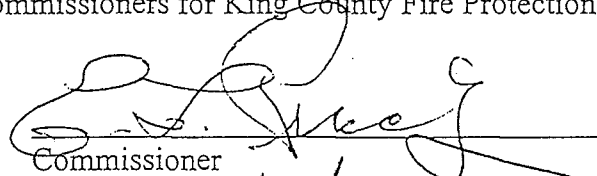
BE IT FURTHER RESOLVED, That the officials of King County are hereby requested to call for a special election to be held on September 16, 1997 in the City of Covington and in King County Fire District #37 for the purpose of a ballot proposition in substantially the following form:

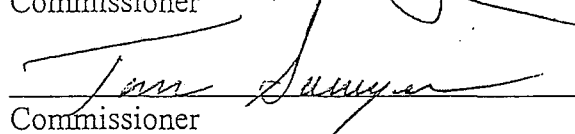
PROPOSITION

Shall the City of Covington be annexed to and be a part of King County Fire Protection District No. 37?

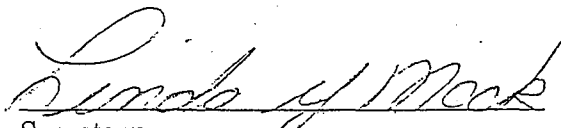
Yes \_\_\_\_\_  
No \_\_\_\_\_

Adopted at the regular meeting of the Board of Commissioners for King County Fire Protection District #37 this 21st day of July, 1997.

  
Commissioner

  
Commissioner

  
Commissioner

  
Secretary  
Board of Fire Commissioners