

July 23, 1997
clerk 7/24/97
lfpanx/de

Introduced By: Maggi Fimia

Proposed No.: 96-463

ORDINANCE NO. **12821**

AN ORDINANCE establishing the date of an election of the question of annexation to the City of Lake Forest Park of an area known as Annexation Area B-1, and declaring an emergency.

FINDINGS OF FACT:

1. The city of Lake Forest Park by Resolution No. 509 has determined that it is in the public interest, health, safety and general welfare to provide for annexation of an area known as Annexation Area B-1, as more fully described in city of Lake Forest Park Resolution No. 509, in accordance with chapter 35A.14 RCW.
2. Resolution No. 509 satisfies the provisions of chapter 35A.14 RCW for qualification for annexation.
3. The city of Lake Forest Park by Resolution 503 initiated the annexation of the area known as Annexation Area B-1.
4. On March 15, 1996, the Boundary Review Board, in file No. 1959, issued its determination, including findings of fact and conclusions of law, that Annexation Area B-1 is appropriately reserved for future annexation to the city of Lake Forest Park.
5. Pursuant to RCW chapter 29.13 RCW and chapter 35A.14 RCW, the council deems an emergency exists for the purpose of calling a special election.

1 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:
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3 SECTION 1. A special election shall be held on the 16th
4 day of September, 1997 in accordance with RCW chapter
5 35A.14.050 within the territory of the proposed annexation,
6 for the purpose of submitting the question of annexation of
7 an area known as Annexation Area B-1.

8 SECTION 2. The number of registered voters within the
9 subject area is estimated at 131 as nearly as may be
10 determined from available records.

11 SECTION 3. The King County manager of the records and
12 elections division is hereby requested to assume
13 jurisdiction to call and conduct a special election and
14 submit to the registered voters within the subject area the
15 proposition as set forth in Section 4. The clerk of the
16 council is hereby authorized and directed to transmit said
17 proposition to the manager of records and elections in
18 substantially the following form, with such additions,
19 deletions or modifications in the ballot title as may be
20 required for the proposition listed below by the King County
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PROPOSITION 1: Shall the area of unincorporated King County contiguous to the city of Lake Forest Park commonly known as Annexation Area B-1, legally described in King County ordinance _____ and city of Lake Forest Park Resolution No. 509, be annexed to and become part of the city of Lake Forest Park?

YES []
NO..... []

SECTION 5. The boundaries of the territory proposed for annexation are hereby described in city of Lake Forest Park Resolution No. 509 as contained in Attachment "A" of this Ordinance.

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SECTION 6. The council hereby 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 28th day of July, 1997.

PASSED by a vote of 13 to 0 this 28th day of July, 1997.

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

Jane Hogue
Chair

ATTEST:

Z. Muench
Clerk of the Council

APPROVED this 8 day of August, 1997.

Dale A. ...
King County Executive

Attachments: A. City of Lake Forest Park Resolution No. 509 with legal description of the proposed annexation of Annexation Area B-1.

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RESOLUTION NO. 509

A RESOLUTION OF THE CITY OF LAKE FOREST PARK CITY COUNCIL CALLING FOR THE SUBMISSION OF PROPOSED ANNEXATION AREA B-1 FOR AN ELECTION TO DETERMINE WHETHER ANNEXATION AREA B-1 SHALL BE ANNEXED TO THE CITY OF LAKE FOREST PARK IN ACCORDANCE WITH RCW 35A.14.010; MAKING PROVISION FOR PAYMENT OF COSTS; PROVIDING FOR A BALLOT TITLE; MAKING FINDINGS; MAKING OTHER PROVISIONS

WHEREAS, on February 14, 1997, the City of Lake Forest Park did approve initiation of proceedings for the annexation of proposed annexation Area B-1, that certain area described in Exhibit A attached hereto and incorporated herein; and

WHEREAS, in accordance with Resolution No. 503, proceedings were filed with the State of Washington Boundary Review Board, which has now concluded its review of the proposed annexation of Area B-1; and

WHEREAS, on March 15, 1996, the State of Washington Boundary Review Board for King County, in File No. 1950, issued its determination including Findings of Fact and Conclusions of Law finding that Area B-1 is appropriately reserved for future annexation to the City of Lake Forest Park; and

WHEREAS, following enactment of Resolution No. 503, Lake Forest Park did cause to be prepared a Notice of Intention document and supporting exhibits and format concluding that annexation Area B-1 should be annexed to the City of Lake Forest Park by reason of including, without limitation; that special purpose districts, including water, sewer, fire, school, hospital and/or library district and all other districts having jurisdiction over the area, were appropriately considered with respect to the proposed annexation; that the Growth Management Act and county and municipal growth area boundaries favored such annexation; that service agreements could be entered into and formalized with respect to provision of services to the area to the extent services were not otherwise available directly from the City of Lake Forest Park, and that based upon population, territory, population density, assessed evaluation, land use, comprehensive plan and zoning that this area should be annexed to the City of Lake Forest Park; and

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WHEREAS, in conjunction with consideration of annexation of proposed Area B-1, the City of Lake Forest Park did further consider revenues and expenditures for servicing annexation Area B-1; and water, sewer, and fire service which can be appropriately provided to the area; topography and natural boundaries of proposed Area B-1 which are appropriate for addition to the City of Lake Forest Park, and

WHEREAS, review of the proposed annexation of Area B-1 of the City of Lake Forest Park has been completed by all agencies with jurisdiction and it is now appropriate for an election to be held on the annexation of Area B-1 to the City of Lake Forest Park.

NOW, THEREFORE, THE CITY OF LAKE FOREST PARK DOES RESOLVE AS FOLLOWS:

Section 1. An election shall be held and there shall be placed on the next general ballot, consideration of annexation of proposed annexation Area B-1 to the City of Lake Forest Park in accordance with Chapter 35A.14 et sec. The qualified electors entitled to vote in such an election shall consider, by ballot proposition, the following ballot measure: "Shall proposed annexation Area B-1 be annexed to the City of Lake Forest Park?" An affirmative vote shall be counted for such ballot proposition and a negative vote against, and the proposition shall pass or fail by majority of vote on said measure.

Section 2. The Clerk and/or City Administrator are hereby authorized and directed to take such actions as are reasonably necessary in order to ensure placement of said ballot measure on the ballot at the next election reasonably available for consideration of such measure, and the Clerk/City Administrator are authorized and directed to make such changes as may reasonably be necessary with respect ballot title, if any, or other miscellaneous matters as may reasonably be necessary in order to ensure placement of this measure on the ballot as required by law. Expenses as are reasonably and ordinarily necessary for purposes of placing this measure on the ballot and are hereby authorized and may be expended for such purpose.

Section 3. If any part or portion of this resolution is declared invalid for any reason, such declaration of invalidity shall not affect any remaining part or portion. This resolution shall take effect immediately after passage and posting. The Clerk/City Administrator are authorized and directed to file and submit the original and such copies of this resolution as may be necessary to appropriate officials to insure prompt review and consideration of the ballot measure approved herein for the next general election.

PASSED BY A MAJORITY VOTE of the members of the City of Lake

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CITY OF LAKE FOREST PARK
ANNEXATION B-1

LEGAL DESCRIPTION
REV. 3/26/97

COMMENCING AT A POINT ON THE CITY LIMITS OF THE CITY OF LAKE FOREST PARK LOCATED AT THE INTERSECTION OF THE WESTERLY MARGIN OF BOTHELL WAY N.E. AND THE NORTH MARGIN OF 145TH STREET N.E.

THENCE NORTHERLY ALONG THE WESTERLY MARGIN OF BOTHELL WAY TO ITS INTERSECTION WITH THE NORTHERLY MARGIN OF N.E. 149TH STREET, BEING THE TRUE POINT OF BEGINNING.

THENCE WESTERLY ALONG THE NORTHERLY MARGIN OF N.E. 149TH STREET TO THE SOUTHWEST CORNER OF LOT 12, BLOCK 1 OF CHITTENDEN'S TERRACE PARK AS RECORDED ON PAGE 37, VOLUME 30 OF PLATS, KING COUNTY, WASHINGTON.

THENCE NORTH 0° 47' 06" EAST 126.22 FEET;

THENCE NORTH 89° 12' 54" WEST 660.87 FEET;

THENCE NORTH 88° 02' 33" WEST 362.56 FEET TO THE EASTERLY MARGIN OF 28TH AVENUE N.E.;

THENCE NORTH 89° 09' 55" WEST 337.64 FEET, MORE OR LESS, TO THE EAST MARGIN OF 27TH AVENUE N.E.;

THENCE NORTH 0° 29' 38" EAST 1318.61 FEET TO THE EAST/WEST CENTER OF SECTION LINE OF SECTION 16,

TOWNSHIP 26 NORTH, RANGE 4 EAST;

THENCE EAST TO THE EAST QUARTER CORNER OF SAID SECTION 16;

THENCE SOUTH ALONG THE EAST LINE OF SECTION 15 A DISTANCE OF 66.76 FEET TO ITS INTERSECTION WITH THE WESTERLY EXTENSION OF THE NORTHERLY MARGIN OF N.E. 155TH STREET;

THENCE EASTERLY ALONG SAID EXTENSION AND NORTH MARGIN TO THE WESTERLY MARGIN OF BOTHELL WAY N.E.;

THENCE SOUTHWESTERLY ALONG SAID WESTERLY MARGIN TO THE TRUE POINT OF BEGINNING.

ALL THE ABOVE PROPERTY BEING LOCATED IN THE WEST HALF OF SECTION 15 AND THE SOUTHEAST QUARTER OF SECTION 16, ALL IN TOWNSHIP 26 NORTH, RANGE 4 EAST, W.M.

WORKING WITH THE PLAT RECORDS

ATTACHMENT A