RESOLUTION NO. 2427

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BONNEY LAKE, PIERCE COUNTY, WASHINGTON EXPRESSING THE INTENT TO ANNEX PORTIONS OF THE BONNEY LAKE URBAN GROWTH AREA BY INTERLOCAL AGREEMENT.

WHEREAS, RCW 35A.14.460 allows the City of Bonney Lake and Pierce County to enter into an Interlocal Agreement to annex the City’s affiliated urban growth area when at least 60% of the boundary of the area to be annexed and the City are contiguous; and

WHEREAS, the boundary of two of the City’s three urban growth areas have a contiguous boundary of 60% or more; and

WHEREAS, Vision 2040 has the goal that unincorporated lands within the urban growth area will be annexed into existing cities; and

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF BONNEY LAKE, WASHINGTON DOES HEREBY RESOLVE AS FOLLOWS:

The City Council of the City of Bonney Lake directs City staff to negotiate an inter-local agreement with Pierce County to annex the areas illustrated in Exhibit A and Exhibit B and bring said Interlocal Agreement back to the City Council for further consideration.

PASSED by the City Council and approved by the Mayor this 27th day of January, 2015.

Neil Johnson, Jr., Mayor

AUTHENTICATED:

Harwood T. Edvalson, MMC, City Clerk

APPROVED AS TO FORM:

Kathleen Haggard, City Attorney
Resolution 2427
Exhibit A
Kelly Creek Vista PAA

Legend
Kelly Creek Vista PAA Boundaries

Community Development Department
January 12, 2015
City of Bonney Lake, Washington
City Council Agenda Bill (AB)

Department/Staff Contact: Community Development/ Jason Sullivan – Senior Planner
Meeting/Workshop Date: January 27, 2015
Agenda Bill Number: AB15-03

Agenda Item Type: Resolution
Ordinance/Resolution Number: 2427
Councilmember Sponsor: Donn Lewis

Agenda Subject: Initiate Negotiations with Pierce County for an Annexation Interlocal Agreement

Full Title/Motion: A Resolution of the City Council of the City of Bonney Lake, Pierce County, Washington expressing the intent to annex portions of the Bonney Lake Urban Growth Area by Interlocal Agreement.

Administrative Recommendation: Approve

Background Summary: The City currently has three affiliated urban growth areas of which two have boundaries that are contiguous with the City for 60% or more of the overall length of the areas’ boundary: maps of these two areas are attached as Exhibit A and B to Resolution 2427. RCW 35A.14.460 allows the City of Bonney Lake and Pierce County to enter into an Interlocal Agreement to annex the City’s affiliated urban growth area when at least 60% of the boundary of the area to be annexed and the City are contiguous. The first step in the process is for the City Council to pass a resolution directing staff to commence with the negotiation of an Interlocal Agreement with Pierce County for the annexation of the areas pursuant to RCW 35A.14.460(1). Following the preparation of the Interlocal Agreement it must be approved by both the Bonney Lake City Council and the Pierce County Council. Once the Interlocal Agreement is in place, the areas can be annexed into the City by adoption of an ordinance by the City Council officially annexing the areas into Bonney Lake.

Attachments: Resolution 2427 and RCW 35A.14.460.

BUDGET INFORMATION

<table>
<thead>
<tr>
<th>Budget Amount</th>
<th>Current Balance</th>
<th>Required Expenditure</th>
<th>Budget Balance</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Budget Explanation:

COMMITTEE, BOARD & COMMISSION REVIEW

Council Committee Review: Approvals: Date: Chair/Councilmember Consent Agenda: Yes |
Councilmember |
Councilmember |

Forward to: |
Commission/Board Review: |
Hearing Examiner Review: |

COUNCIL ACTION

Workshop Date(s): January 20, 2015 Public Hearing Date(s): |
Meeting Date(s): Tabled to Date: |

APPROVALS

Director: Mayor: Date Reviewed by City Attorney: John P. Vodopich, AICP (if applicable):
RCW 35A.14.460
Annexation of territory within urban growth areas — Interlocal agreement — Public hearing — Ordinance providing for annexation.

(1) The legislative body of a county or code city planning under chapter 36.70A RCW and subject to the requirements of RCW 36.70A.215 may initiate an annexation process for unincorporated territory by adopting a resolution commencing negotiations for an interlocal agreement as provided in chapter 39.34 RCW between a county and any code city within the county. The territory proposed for annexation must meet the following criteria: (a) Be within the code city urban growth area designated under RCW 36.70A.110, and (b) at least sixty percent of the boundaries of the territory proposed for annexation must be contiguous to the annexing code city or one or more cities or towns.

(2) If the territory proposed for annexation has been designated in an adopted county comprehensive plan as part of an urban growth area, urban service area, or potential annexation area for a specific city, or if the urban growth area territory proposed for annexation has been designated in a written agreement between a city and a county for annexation to a specific city or town, the designation or designations shall receive full consideration before a city or county may initiate the annexation process provided for in RCW 35A.14.470.

(3) The agreement shall describe the boundaries of the territory to be annexed. A public hearing shall be held by each legislative body, separately or jointly, before the agreement is executed. Each legislative body holding a public hearing shall, separately or jointly, publish the agreement at least once a week for two weeks before the date of the hearing in one or more newspapers of general circulation within the territory proposed for annexation.

(4) Following adoption and execution of the agreement by both legislative bodies, the city legislative body shall adopt an ordinance providing for the annexation of the territory described in the agreement. The legislative body shall cause notice of the proposed effective date of the annexation, together with a description of the property to be annexed, to be published at least once each week for two weeks subsequent to passage of the ordinance, in one or more newspapers of general circulation within the city and in one or more newspapers of general circulation within the territory to be annexed. If the annexation ordinance provides for assumption of indebtedness or adoption of a proposed zoning regulation, the notice shall include a statement of the requirements. Any territory to be annexed through an ordinance adopted under this section is annexed and becomes a part of the city upon the date fixed in the ordinance of annexation, which date may not be fewer than forty-five days after adoption of the ordinance.

[2003 c 299 § 3.]