

**WASHINGTON STATE BOUNDARY REVIEW BOARD
FOR KING COUNTY**

REGULAR MEETING MINUTES

**March 12, 2009
Bellevue, Washington**

I CALL TO ORDER

Claudia Hirschey, Chair, convened the meeting at 7:00 P.M.

II ROLL CALL

The following members were present:

Charles Booth	Sylvia Bushnell
Robert Cook	A.J. Culver
Robert George	Lynn Guttman
Roger Loschen	

III MINUTES

A. REGULAR MEETING

Chair Hirschey presented the minutes of the Regular Meeting of February 12, 2009 for review and action by the Board members.

Action: Charles Booth moved and Robert George seconded the motion to adopt the minutes for the Regular Meeting of February 12, 2009. The Board members voted unanimously in favor of approval of this record.

B. SPECIAL MEETING/PUBLIC HEARING – CITY OF SAMMAMISH: FILE NO 2287 (CAMDEN PARK/244TH AVENUE NORTH)

Chair Hirschey presented the minutes of the Special Meeting/Public Hearing of January 8, 2009 for review and action by the Board members.

Action: A.J. Culver moved and Robert Cook seconded the motion to adopt the minutes for the Special Meeting/Public Hearing for the City of Sammamish Camden Park/244th Avenue North Area Annexation of February 17, 2009. The Board members voted seven in favor of approval of this record. Sylvia Bushnell abstained as she was absent from the meeting.

IV. CITY OF SAMMAMISH – CAMDEN PARK/244TH AVENUE NORTH AREA (FILE NO. 2287) – RESOLUTION AND HEARING DECISION

Chair Hirschey and Mrs. Blauman introduced the City of Sammamish proposal for the Camden Park/244th Avenue North Area Annexation (File No. 2287). The City of Sammamish submitted a Notice of Intention to annex the Camden Park/244th Avenue North Area (113 acres). The Board conducted a public hearing for this Notice of Intention on February 17, 2009. On February 17, 2009, the Board entered into deliberations and came to a preliminary decision to approve the proposed Camden Park/244th Avenue North Area Annexation.

Chair Hirschey invited the Board to discuss the proposed final decision-making for the Camden Park/244th Avenue North Area Notice of Intention.

Motion: Roger Loschen moved and Charles Booth seconded the motion to adopt the Resolution and Hearing Decision for File No. 2287 approving the proposed City of Sammamish Camden Park/244th Avenue North Area (113 acres).

Board members entered the following statements into the record:

- The boundaries of the Camden Park/244th Avenue Area are based upon community interest in keeping with the policies of the City of Sammamish to annex those properties whose owners wish to affiliate with the City.
- The Camden Park/244th Avenue annexation is a reasonable action that is consistent with state, regional, and local criteria that call for urban areas to annex to local cities for local governance and services. These governing guidelines include, but are not limited to the State Growth Management Act, the King County Comprehensive Plan/Countywide Planning Policies (including the established Urban Growth Area), and the City of Sammamish Comprehensive Plan (Annexation Element and Land Use Policies).
- The City of Sammamish has approved this annexation through a self-executing ordinance – that is, an ordinance adopted by the City Council prior to the submittal of the NOI to the Board. This method is permitted by law but is not typically utilized as municipalities generally prefer to wait to finalize an ordinance until the Board has approved an annexation.

Action: Roger Loschen restated the motion and Charles Booth seconded the motion to adopt the Resolution and Hearing Decision for File No. 2287 approving the proposed City of Sammamish Camden Park/244th Avenue North Area (113 acres).

The Board members voted seven in favor of and none in opposition to the motion to adopt the Resolution and Hearing Decision for File No. 2287. Sylvia Bushnell abstained as she did not attend the public hearing for File No. 2287.

Chair Hirschey reported that the Resolution and Hearing Decision will be filed on March 13, 2009. A 30 day appeal period will then commence for the Resolution and Hearing Decision, as mandated by RCW 36.93.

V. ADMINISTRATION

A. CHAIR'S REPORT

General Business: Claudia Hirschey reported that the Board staff is currently working on several projects including: (1) coordinating programs with King County Executive/Council Work Program; (2) coordinating activities with the State Association for Legislature 2009; (3) pre-development review for future Notices of Intention; (4) administration of the Year 2009 Budget Proposal; and (5) planning of Orientation Program for 2009.

File No. 2258: Fairwood Municipal Initiative: City of Fairwood Incorporation Petition: Lenora Blauman reported that Henderson and Young is preparing a final draft version of the Fiscal Feasibility Study for the proposed City of Fairwood.

This document will be presented to FMI (March 13), to a community information meeting (March 19), and to FIRSC (March 24). Following those meetings Henderson & Young will prepare a final Feasibility Study.

Based upon the existing schedule, it is anticipated that the Board will be requested to set a series of public hearings for the proposed City of Fairwood to take place on May 26, May 27, and May 28, 2009.

Public Information/Communications: Board members suggested that citizens are likely interested in having information about the individual members – such as experience and interests. It would be useful if such information were on the website and available in public hearing packets.

Mrs. Blauman invited members to review the basic Board member profiles currently on the

web site and provide suggested additions to that information. Staff will begin to provide those profiles at the public hearings to serve the community.

Orientation 2009: Chair Hirschey reported that Board members have suggested the following topics for orientation sessions: Municipal Bonds -- Municipal Services Research Center; Impacts of Economic Situation on Land Use; Master Builders (Seattle); Annual Growth Report; Association of Washington Cities; 2009 at the Legislature.

The Orientation Program will begin with presentations by Karen Wolfe and Chandler Felt, both from the Office of the Executive.

Ms. Wolf will speak about the 2009 King County Comprehensive Plan/Countywide Planning Policies. She will also introduce the recently organized the Office of the King County Executive -- Office of Strategic Planning and Performance Management (OSPPM) -- with particular emphasis on the relationship between the OSPPM and the Board.

Chandler Felt is invited to speak about the 2009 Annual Growth Report.

Washington State Association of Boundary Review Boards:

Legislature 2009: Lenora Blauman reported that the State Association and the King County Executive/County Council are continuing to work with the Legislature to obtain consideration of proposed legislation for 2009.

The House Local Government Committee passed forward HB 1457 -- the bill that would restore the authority of the Board to expand annexations -- to the House floor for a second reading. Efforts have failed, however, to get a hearing on this bill before the Senate Government Operations Committee. Therefore, unless Mike Shaw is successful in attaching this bill to another compatible bill, the proposed legislation will fail.

Association members also spoke with legislators to address the King County Legislative Agenda, including:

- ❖ A proposal to extend SSB 6686 beyond 2010 and to expand its benefits to the City of Seattle.
- ❖ A proposal to halt the practice of annexing the highest revenue generating areas of unincorporated areas without concomitant annexation of lower revenue generating areas.
- ❖ A proposal to facilitate short-term transfer of urban areas to cities.

Two bills (HB 1497 and SB 5588) under consideration by the Legislature propose to limit, suspend, or eliminate boundary review boards in the State of Washington. Association members also are working with Mike Shaw and legislators to remove the boundary review boards from inclusion in two bills (HB 1497 and SB 5588) which are intended to eliminate numerous boards and commissions in order to reduce the economic burden on the State.

In addition, the Office of the Governor has issued an Executive Order various boards and commissions are to be retained, immediately eliminated, or phased out over time. The Governor proposes to retain the boundary review boards.

SB 5808 and companion bill HB 1467 propose to enable cities and special purpose districts to annex land by interlocal agreements. The Association is working with the Legislature to support this bill with the caveat that such actions must be filed with the appropriate boundary review board.

In addition, King County is proposing HB 2249, which applies only the King County. The bill has several components that facilitate city annexations. Further, if annexations are not completed in a timely manner, the County would realize tax benefits to support continuing services. Tax benefits could include, but need not be limited to: public safety sales tax, local sales tax, utility taxes, REET funds.

Annual Spring Workshop: Lenora Blauman reported that Susan Winchell, Spokane County, is planning the Association's Spring Workshop (Ellensburg) on May 7, 2009. New and experienced Board members are encouraged to attend this event.

B. Committee Reports

Budget Committee: AJ Culver and Lenora Blauman reported that the Boundary Review Board has received preliminary instructions for submitting a Budget Proposal for 2010. The final proposal will be due to the County on June 1, 2009. At present, the Board is proposed for a 2010 budget that is equivalent to our budget for 2009.

C. Executive Secretary's Report

City of Burien – North Highline Public Hearing: Mrs. Blauman offered a reminder of the pending public hearing scheduled for the City of Burien Notice of Intention for the North Highline Area Annexation. The first hearing will take place on March 30, 2009 at the Riverside Inn. A second hearing, if necessary, is scheduled for April 1, 2009.

City of Redmond - NE Rose Hill: The City of Redmond is reportedly is continuing to work with citizens to undertake a new Notice of Intention for annexation of this area.

City of Sammamish: The City of Sammamish has advised that two annexations (i.e., Aldarra, Rosemont) are being finalized with the intention to submit a Notice of Intention to the Board early in 2009.

City of Kirkland: The City of Kirkland has advised that the Bridle Trails annexation is being finalized with the intention to submit a Notice of Intention to the Board in Spring 2009. Additional annexations are also under consideration by the City

City of Renton: The City of Renton has advised that two annexations ("Choose Fairwood"; Red Mill) are under consideration for submittal of Notices of Intention to the Board in late 2009. Final decision making on the submittal of these annexations must await the completion of the Board's review – and an election – for a new City of Fairwood because these areas include lands currently proposed for incorporation into Fairwood.

D. CORRESPONDENCE

General correspondence was presented by Chair Hirschey. Ms. Hirschey invited comment related to this correspondence.

No comments were offered by members.

VII. NEW BUSINESS

A. NEW FILES

File No. 2291 – City of Renton - MacKay Annexation Area

The City of Renton proposes the annexation of approximately 7.5 acres, known as the MacKay Area. As prescribed by RCW 35.14, the MacKay Area Annexation is proposed based upon a Resolution by the Renton City Council (dated December 2008) approving a plan to incorporate this territory.

The MacKay Area includes residential properties and some vacant properties. Annexation is being proposed by the City of Renton at this time in order to address citizen interest. Annexation will facilitate the provision of coordinated governance and services by the City to the properties proposed for annexation.

Board members raised no substantive comments or questions with respect to the proposed Notice of Intention.

