

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

REGULAR MEETING MINUTES

April 16, 2009

Mercer Island, Washington

I CALL TO ORDER

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

II ROLL CALL

The following members were present:

Evangeline Anderson
Charles Booth
Robert Cook
Robert George
Roger Loschen

Sylvia Bushnell
A.J. Culver
John Holman
Michael Marchand

III MINUTES

A. REGULAR MEETING

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

Action: John Holman moved and Evangeline Anderson seconded the motion to adopt the minutes for the Regular Meeting of March 12, 2009. The Board members voted unanimously in favor of approval of this record.

B. SPECIAL MEETING/PUBLIC HEARING – CITY OF BURIEN: FILE NO 2290 (NORTH HIGHLINE)

Chair Hirschey presented the minutes of the Special Meeting/Public Hearing of March 30, 2009 for review and action by the Board members.

Action: Roger Loschen moved and Charles Booth seconded the motion to adopt the minutes for the Special Meeting/Public Hearing for the City of Burien North Highline Area "X" Annexation of March 30, 2009. The Board members voted unanimously in favor of approval of this record.

(Note: Robert Cook recused himself during consideration of the record for File No. 2290.)

IV. CITY OF BURIEN – NORTH HIGHLINE AREA "X" (FILE NO. 2290) – RESOLUTION AND HEARING DECISION

Chair Hirschey and Mrs. Blauman introduced the Preliminary Resolution & Hearing Decision for the City of Burien's proposed annexation of the North Highline Area "X" (1680 acres.) On March 30, 2009, the Board conducted a public hearing for this Notice of Intention and came to a preliminary decision to approve the proposed North Highline Area "X" Annexation.

Chair Hirschey invited the Board to discuss the Preliminary Resolution & Hearing Decision for the North Highline Area "X" Notice of Intention.

Motion: Roger Loschen moved and Evangeline Anderson seconded the motion to adopt the Resolution and Hearing Decision for File No. 2290 approving the proposed City of Burien North Highline Area "X" (1680 acres).

Board members entered the following statements into the record:

- The North Highline Area "X" 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, and the City of Burien Comprehensive Plan (Annexation Element and Land Use Policies), and the Urban Growth Area.

Action: Roger Loschen restated the motion and Evangeline Anderson seconded the motion to adopt the Resolution and Hearing Decision for File No. 2290 approving the proposed annexation by the City of Burien of the North Highline Area "X" (1680 acres). The Board members voted nine in favor of and none in opposition to the motion to adopt the Resolution and Hearing Decision for File No. 2290.

Chair Hirschey reported that the Resolution and Hearing Decision will be filed on April 17, 2009. A 30 day appeal period will commence for this Decision, as mandated by RCW 36.93.

(Note: Robert Cook recused himself for consideration of the Hearing Decision for File No. 2290.)

V. ANNUAL ORIENTATION PROGRAM

King County Office of Strategic Planning and Performance Management: Karen Wolf, Division Manager; Chandler Felt, Demographer; Nanette Lowe Project Manager – Annual Growth Report

Karen Wolf, Division Manager for Strategic Planning at the King County Office of Strategic Planning and Performance Management, provided the Board with information on the organization and structure of the Office of Strategic Planning. The Strategic Planning Division is responsible for comprehensive planning (e.g., land management, public services and facilities, economic development.) As such Strategic Planning produces and utilizes such data as demographic information, land use benchmarks, annexation planning, services/facilities planning, and similar issues.

Ms. Wolf reported on three key projects underway at the Office of Strategic Planning:

Comprehensive Plan: By law, the King County Comprehensive Plan is updated on a four year cycle. The Plan was most recently updated in 2008. The Plan envisions primary development in the Urban Growth Boundary in order to direct resources to urban areas. The Plan is also designed to protect and preserve Rural Areas, including residential areas, open spaces, and lands dedicated to resource development (e.g., agriculture, mining, forestry.)

The policies addressing annexation continue to encourage near term annexation/incorporation of areas within the Urban Growth Boundary. The County envisions all such lands annexed by 2012.

The County has terminated the Annexation Initiative Program which was intended to provide funding to local communities annexing unincorporated territory. That Program did not result in the planned levels of annexation and the funds were determined to be put to better use in supporting other County programs. However, the County has retained programs by which officials can provide benefits to local jurisdictions annexing unincorporated territories.

King County Countywide Planning Policies: The King County Office of Strategic Planning will be working with the Growth Management Planning Council (GMPC) to update Countywide Planning Policies to:

- Address statutory compliance
- Ensure consistency with Multi-County Planning Policies

- Implement Multi-County Planning Policies for county-level action items (Vision 2040)
- Complete general update of references and language clarification

The proposed Work Plan will be available in May 2009.

Growth Management Planning Council (GMPC): King County's Urban Growth Area/Potential Annexation Areas (2009): The GMPC has approved modest changes to expand the Urban Growth Area (and concomitant revisions to PAAs) by approximately 620 acres. The modifications affect several communities, including Bellevue, Black Diamond, Carnation, Duvall, Enumclaw, Issaquah, Sammamish, and Maple Valley. In general, modifications were permitted to address: (1) properties split by the Urban-Rural boundaries; (2) properties with requirements for urban services; or (3) unique features, such as environmentally sensitive areas. A specific Potential Annexation Area Map will be available in May, 2009.

The County will encourage host cities to undertake annexation of these areas at the earliest feasible time.

Chandler Felt, Demographer, and Nanette Lowe, Project Manager, provided a presentation on the Annual Growth Report (2008). They focused on highlights of the Report including:

- The Status of the Puget Sound Economy
- Incorporation and Annexation Activity
- Land Use Benchmarks (e.g., Market Housing, Affordable Housing, Future Growth Trends)
- King County Profiles (Regional Data; Unincorporated Area Data)
- King County's Cities: Profiles
- Maps: County Boundaries; City Boundaries; Potential Annexation Area Boundaries; Rural Area Boundaries

Ms. Morales and Mr. Felt reported that the Annual Growth Report is employed to set planning and service priorities for King County. Data is also used by other government agencies to consider governance and services plans and policies. Community groups may also use this information.

Key issues under discussion this year include: demographic distribution, land use benchmarks (e.g., housing planning and development; employment opportunities); transportation planning and implementation of services; provision of utilities and infrastructure); financial planning and funding of programs.)

VII. IN-HOUSE ORIENTATION PROGRAM

Robert Kaufman, Assistant Attorney General to the Boundary Review Board, provided information concerning the manner in which members of the Board may address file correspondence for Notices of Intention proposed for administrative review as distinct from the management of correspondence for Notices of Intention proposed for a public hearing before the Board.

Mr. Kaufman reported that the most appropriate opportunity permitted by law for the discussion of correspondence pursuant to a file occurs at a public hearing. Absent a public hearing, RCW 36.93 does not empower the Board to review such correspondence.

The Board members concurred that all correspondence should be filed in the official record for a Notice of Intention. However, such materials should be transmitted to the Board only in the event that there will be a public hearing on the matter in question.

VIII. SCHEDULING OF PUBLIC HEARINGS

A. PROPOSED INCORPORATION: CITY OF FAIRWOOD (FILE NO. 2258)

Michael Marchand and Lenora Blauman reported that Henderson Young has completed the final City of Fairwood Incorporation Study for the proposed to the satisfaction of the Board's Fairwood Incorporation Review Study Committee (FIRSC.)

FIRSC has reported that, based upon the completion of this Incorporation Study, the Notice of Intention is now ready to be scheduled for a public hearing. It is recommended that the hearings be scheduled for May 26 – May 28, 2009. Each hearing will begin promptly at 7:00 p.m. and conclude at approximately 10:00 p.m.

The Public Hearing Agenda for May 26 will be devoted to an Introduction (Claudia Hirschey), a presentation of the Incorporation Study by Henderson Young, and a presentation by the Fairwood Municipal Initiative (FMI.) If time permits on May 26, government jurisdictions will be invited to make presentations.

The Public Hearing Agenda for May 27 and May 28 (if necessary) will be devoted to presentations by government agencies, to the taking of public testimony, and to the rebuttal statement. At the completion of the hearing, the Board will proceed to deliberations for a preliminary decision.

The Board would then make a final decision concerning the proposed incorporation at a Regular Meeting to take place on June 18, 2009.

A quorum of 6 members is required to conduct a public hearing. It is recognized that some Board members may be unable to attend three consecutive hearings. Board members must attend at least one hearing in order to participate in decision-making for the proposed incorporation of a new City of Fairwood.

B. PROPOSED CITY OF KIRKLAND ANNEXATION OF FINN HILL-NORTH JUANITA-KINGSGATE (FILE NO. 2293)

Lenora Blauman reported that the City of Kirkland has submitted a Notice of Intention for annexation of the Finn Hill-North Juanita-Kingsgate Area (approximately 4500 acres). The City has invoked jurisdiction for this file in order to ensure that the citizens of the area have an opportunity to participate in an independent review process before the Board.

Mrs. Blauman proposed public hearing dates for the week of June 8, 2009 (likely June 8 and June 10 --in the event that a second hearing date is required).

Board members who wish a tour of the site should notify Mrs. Blauman by no later than May 14, 2009.

IX. 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; (5) preparing 2010 Budget Proposal; and (6) planning of Orientation Program for 2009.

Committee Assignments 2009: Claudia Hirschey reported that the Board's Committee Roster has been finalized for 2009. Committee assignments are provided in each member's packet.

