

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

PUBLIC HEARING

7:00 PM

Monday, June 13, 2016

Tuesday, June 14, 2016

*Bethaday Community Learning Space
Technology Access Foundation (TAF)
605 SW 108th Street
Seattle, WA 98146*

A G E N D A

I. WITNESS SIGN IN - 6:30 PM

It is from this list that witnesses will be called to testify.

II. CALL TO ORDER - 7:00 PM

Stephen Toy, Public Hearing Chair

III. ROLL CALL

Evangeline Anderson	Laura Kisielius
Sylvia Bushnell	Ronald Little
Mary Lynne Evans	Paul MacCready
Jay Hamlin	James Polhamus
Claudia Hirshey	
<u>RECUSED</u>	
Miguel Beltran	

IV. FILE NO. 2367 - CITY OF SEATTLE NORTH HIGHLINE AREA “Y” ANNEXATION

- 6:30PM Introduction of Exhibits
- 7:00PM Introductory Comments on Hearing Procedures and Swearing in of Witnesses
- 7:15PM Presentation by City of Seattle (20 minutes)
- 7:35PM Presentation by King County (15 minutes)
- 7:50PM Presentation by North Highline Fire District (10 Minutes)
- 8:00PM Presentation by King County Fire District #2 (10 minutes)
- 8:10PM Other Government Jurisdictions (10 Minutes)
- 8:20PM General Testimony: Groups are limited to 10 minutes and individuals to 3 minutes
- 8:50PM Rebuttal: City of Seattle (10 minutes)

V. FILE NO. 2367 - City of Seattle North Highline Area “Y” Annexation - Board deliberation and direction to the staff on Resolution and Hearing Decision

VI. ADJOURNMENT

BACKGROUND STATEMENT

The Boundary Review Board

The Boundary Review Board was created in 1967 by the legislature in part to “...provide a method of guiding and controlling the growth of municipalities...” (RCW 36.93.010). There are fifteen such boards in the State of Washington.

The Board is a quasi-judicial, administrative body empowered to make decisions on such issues as incorporations, annexations, mergers, disincorporations, etc., by cities, towns, and sewer, water and fire districts. It can approve, deny, or modify a proposal. Board decisions are final unless appealed to the King County Superior Court. With an appeal the Court reviews the file, exhibits, transcript and the board decision, rather than conducting a new hearing.

Board members are residents of the County and serve for four-year terms. They are not allowed to hold other local government offices or jobs with the local government. Their compensation is \$50.00 per day for work on Board business. Members may not properly discuss proposals under their consideration outside of the public hearing (ex parte communications).

Appearance of Fairness Doctrine

In general, decision-makers such as Board members must not only be fair in their actions (i.e., have no conflicts of interest), but must also, to the ordinary citizen, appear to be free of any position or influence which would impair their ability to decide a case fairly. However, the State Supreme Court has held that if a person is of the opinion that a decision-maker is so impaired, that opinion must be stated at the first available opportunity.

SUMMARY OF HEARING PROCEDURES

Sign-in to Speak

A roster will be found on the speaker's podium. Those who wish to testify must sign in before witnesses are sworn. All speakers will be called from this list. If you sign in once, it is not necessary to do so at any continuation of the hearing.

Exhibits

Please submit exhibits to staff for marking before the Call to Order. The Board must retain all exhibits until a decision is filed and the appeal period ends (ten days).

Speakers

Please state your name and address for the benefit of the Court Reporter prior to testifying. When referring to an exhibit, please state the exhibit letter.

Time Limits

If necessary, the Chair may employ a time limit of 3 minutes for individuals and 10 minutes for organized groups.

Testimony

The Boundary Review Board Act requires the consideration of certain factors (see RCW 36.93.170) and specifies objectives the Board must seek to accomplish (see RCW 36.93.180). Testimony and evidence related to these factors and objectives will be the most effective.

Cross-Examination

Witnesses generally may not question other witnesses or the Board. The Chair may allow cross-examination of expert witnesses under limited circumstances as described in the Board's Rules of Practice and Procedures.

Rebuttal

The rebuttal shall be limited to 10 minutes. Rebuttals must be prefaced by a citation of the disputed testimony. A rebuttal may not include closing statements, a summary, or any additional information, unless such information is in answer to questions and issues raised in previous testimony.

RCW 36.93.170 Factors to be considered by board — Incorporation proceedings exempt from state environmental policy act.

In reaching a decision on a proposal or an alternative, the board shall consider the factors affecting such proposal, which shall include, but not be limited to the following:

(1) Population and territory; population density; land area and land uses; comprehensive plans and zoning, as adopted under chapter [35.63](#), [35A.63](#), or [36.70](#) RCW; comprehensive plans and development regulations adopted under chapter [36.70A](#) RCW; applicable service agreements entered into under chapter [36.115](#) or [39.34](#) RCW; applicable interlocal annexation agreements between a county and its cities; per capita assessed valuation; topography, natural boundaries and drainage basins, proximity to other populated areas; the existence and preservation of prime agricultural soils and productive agricultural uses; the likelihood of significant growth in the area and in adjacent incorporated and unincorporated areas during the next ten years; location and most desirable future location of community facilities; (2) Municipal services; need for municipal services; effect of ordinances, governmental codes, regulations and resolutions on existing uses; present cost and adequacy of governmental services and controls in area; prospects of governmental services from other sources; probable future needs for such services and controls; probable effect of proposal or alternative on cost and adequacy of services and controls in area and adjacent area; the effect on the finances, debt structure, and contractual obligations and rights of all affected governmental units; and (3) The effect of the proposal or alternative on adjacent areas, on mutual economic and social interests, and on the local governmental structure of the county. The provisions of chapter [43.21C](#) RCW, State Environmental Policy, shall not apply to incorporation proceedings covered by chapter [35.02](#) RCW. [1997 c 429 § 39; 1989 c 84 § 5; 1986 c 234 § 33; 1982 c 220 § 2; 1979 ex.s. c 142 § 1; 1967 c 189 § 17.]

RCW 36.93.180 Objectives of boundary review board.

The decisions of the boundary review board shall attempt to achieve the following objectives:

(1) Preservation of natural neighborhoods and communities; (2) Use of physical boundaries, including but not limited to bodies of water, highways, and land contours; (3) Creation and preservation of logical service areas; (4) Prevention of abnormally irregular boundaries; (5) Discouragement of multiple incorporations of small cities and encouragement of incorporation of cities in excess of ten thousand population in heavily populated urban areas; (6) Dissolution of inactive special purpose districts; (7) Adjustment of impractical boundaries; (8) Incorporation as cities or towns or annexation to cities or towns of unincorporated areas which are urban in character; and (9) Protection of agricultural and rural lands which are designated for long term productive agricultural and resource use by a comprehensive plan adopted by the county legislative authority. [1989 c 84 § 6; 1981 c 332 § 10; 1979 ex.s. c 142 § 2; 1967 c 189 § 18.]

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

Evangeline Anderson

- Appointed by Special Purpose Districts (term expires 03/31/17)
- Real Estate Instructor, Renton Technical College
- Real Estate Sales Person
- Director of National Association of Realtors
- Bellevue resident

Contact Information:

Address: Washington State Boundary Review Board for King County – Yesler
Building; 400 Yesler Way #240; Seattle, WA 98104

Telephone: 206-477-0633

E-mail contact: Lenora.blauman@kingcounty.gov

Miguel Beltran

- Appointed by King County (term expires 01/31/17)
- Senior Program Administrator
- Seattle resident
-

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Sylvia Bushnell

- Appointed by King County Executive (term expires 01/31/17)
- Retired Businesswoman
- Former liaison to King County Records and Elections
- Seattle (West Hill) Resident

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Mary Lynne Evans

- Appointed by the King County Executive (term expires 01/31/17)
- Community Planner (Retired)
- Educator
- Management Consultant
- Seattle resident

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Jay Hamlin

- Appointed by the Cities of King County (term expires 01/31/19)
- Program Manager – Microsoft
- Former member of the Bellevue Planning Commission
- Bellevue resident

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Claudia Hirschey

- Appointed by Mayors (term expires 01/31/19)
- Transportation Planner/Engineer
- Former Member Newcastle City Council
- Member Institute of Transportation Engineers
- Board Member YMCA
- Newcastle resident

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Laura Kisielius

- Appointed by the Governor (term expires 01/31/19)
- Attorney for Snohomish County
- Seattle resident

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Ronald Little

- Appointed by Special Purpose Districts (term expires 02/28/17)
- Retired Sammamish Plateau Water & Sewer District – General Manager
- Sammamish resident

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Paul MacCready

- Appointed by the Cities of King County (term expires 01/31/17)
- Geographer
- Land Use Planner (Snohomish)
- Seattle resident

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James Polhamus

- Appointed by Special Purpose Districts (term expires February 28, 2017)
- Retired Fire Chief, KCFD # 26
- Des Moines resident

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Stephen Toy (Chair)

- Appointed by the King County Executive (term expires 01/31/19)
- Demographer – Snohomish County
- Seattle Resident

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