

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF COVINGTON, KING COUNTY, WASHINGTON, RELATED TO MODIFICATION OF BOUNDARIES OF SE 272ND STREET BETWEEN THE EAST CITY LIMIT LINE OF COVINGTON, CROSSING SE 272ND STREET AND THE WEST CITY LIMIT LINE OF MAPLE VALLEY, CROSSING SE 272ND STREET TO REMOVE KING COUNTY'S JURISDICTION IN THAT PORTION OF THE AFFECTED ROADWAY, PURSUANT TO RCW 35A.21.210.

WHEREAS, the City Council has determined that a revision of the corporate boundaries within street right of way by substituting right of way lines is in the best interest of the City of Covington; and

WHEREAS, recent annexation of properties to the north and south of SE 272nd Street have cut the street right-of-way into two capital improvement projects; and

WHEREAS, the aforementioned annexation has placed a portion of the north right-of-way development into both city and county jurisdictions; and

WHEREAS, planned right-of-way improvements to SE 272nd Street require additional right of way dedication on both the north and south side of the existing street; and

WHEREAS, said dedication of right of way creates confusion between City and County agencies and residents as to ownership and responsibility for maintenance and operations of the street(s); and

WHEREAS, the Covington's Urban Growth Boundary is at the south right-of-way line and the corporate limits of Covington are on the north right-of-way line; and

WHEREAS, RCW 35A.21.210 grants the City of Covington and King County the authority to revise corporate boundaries within streets by substitution of corporate lines when approved by ordinance by the City Council and by ordinance or resolution of King County; and

WHEREAS, RCW 35A.21.210 states such boundary revision is not subject to potential review by a boundary review board;

NOW, THEREFORE, the City Council of the City of Covington, King County, Washington do ordain as follows:

Section 1. In order to simplify jurisdictional issues as well as the ongoing maintenance of SE 272nd Street, the City of Covington hereby expresses its intent to fully include the full width of SE 272nd Street from the existing City Limits East to the West border of Maple Valley East of 211th Avenue SE as outlined in the legal description of boundary modification as stated in Exhibit “A” as attached.

Section 2. The City Manager is hereby authorized to enter into any agreements or perform any other acts necessary to complete this revision of the City’s corporate boundary along SE 272nd Street, so long as consistent with the intent of this ordinance and RCW 35A.21.210.

Section 3. This ordinance shall be in full force and effect five days after its passage, approval, posting and publication as provided by law. A summary of this ordinance may be published in lieu of publishing the ordinance in its entirety.

Section 4. If any provision of this ordinance, or ordinance modified by it is determined to be invalid or unenforceable for any reason, the remaining provision of this ordinance and ordinances and/or resolutions modified by it shall remain in force and effect.

Passed by the City Council on the 26th day of February, 2008.

Mayor Margaret Harto

Attested:

Jackie R. Cronk, City Clerk

APPROVED AS TO FORM:

Amy Jo Pearsall, City Attorney

EXHIBIT “A”

Legal Description for the Incorporation of Boundary Roads
SE 272nd Street/SR – 516/Kent-Kangley Trunk Road/Charles M. Fouts Road
to the City of Covington

Those portions of Sections of 29, 30, 31 and 32, Township 22 North, Range 6 East, W. M., King County, Washington described as follows:

That portion of the SE 272nd Street / SR – 516 / Kent-Kangley Trunk Road / Charles M. Fouts Road right-of-way abutting and adjacent to the South City Limits of the City of Covington, as defined by City of Covington Ordinance No. 78-03, between the East City Limits of Covington, as annexed by City of Covington Ordinance No. 10-05, and the West City Limits of Maple Valley, as defined by King County Ordinance No. 12456.