

RESOLUTION NO. _____

A RESOLUTION of the City Council of the city of Kent, Washington, for the annexation of a portion of property to the city of Kent simultaneously with the deannexation of related property to the city of Auburn, pursuant to RCW 35.10.217.

RECITALS

A. RCW 35.10.217(2) authorizes the legislative body of a city or town on its own initiative by resolution to indicate its desire to be annexed to a city or town in whole or in part, which annexation shall become effective upon the adoption of a resolution by the other city or town concurring in the annexation.

B. After consultations between representatives of the cities of Kent and Auburn, it was determined that it would be advantageous to both cities for certain territory currently located within the corporate limits of the city of Kent and adjacent to the city of Auburn to be annexed to the city of Auburn; and for certain territory currently located within the corporate limits of the city of Auburn and adjacent to the city of Kent to be annexed to the city of Kent.

C. In connection with such annexation/deannexation, the cities of Auburn and Kent have committed to coordinate and cooperate with respect to any planning, transportation or development issues that affect the cities.

D. Contemporaneous with the consideration of this Resolution, the city of Auburn has considered this annexation/deannexation action because of the mutual benefits to both cities and their common infrastructure needs.

E. The city of Auburn approved this annexation/deannexation through adoption of Resolution No. 5101, adopted and passed by the Auburn City Council on January 20, 2015. The joint annexation/deannexation shall become effective following adoption of this subsequent Resolution by the Kent City Council.

F. The requirements of the State Environmental Policy Act and applicable Environmental Procedures have been complied with.

G. The two cities have reached an agreement with respect to the annexation/deannexation, approved by the City Council of the city of Kent, Washington, through action taken at its regular meeting on September 2, 2014.

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

RESOLUTION

SECTION 1. *Approving joint annexation/deannexation.* The City Council of the city of Kent indicates, pursuant to the provisions of RCW 35.10.217(2), its desire to adjust the boundaries between the cities of Auburn and Kent, annexing into the city of Kent and deannexing from the city of Auburn certain territory currently located within the city of Auburn, and deannexing from the city of Kent and annexing into the city of Auburn certain territory currently located within the cities of Kent and Auburn, respectively, and an area to be deeded from the city of Kent to the city of Auburn (Exhibit B-2), with said annexations and deannexations occurring contemporaneous in accordance with the following exhibits:

Territory all situate In King County, Washington, to be annexed into the city of Auburn and deannexed from the city of Kent, and annexed into the city of Kent and deannexed from the city of Auburn, as described in and as shown (on the maps) of 'Exhibit "A" Map' and 'Exhibit "B" Map,' and 'Exhibit A-1,' 'Exhibit B-1,' 'Exhibit B-2,' 'Exhibit B-3,' 'Exhibit B-4,' and 'Exhibit B-5,' which exhibits are attached hereto, incorporated herein by these references, and marked accordingly.

SECTION 2. *Mayor's Authorization.* The Mayor is hereby authorized to implement such administrative procedures as may be necessary to carry out the directives of this legislation, including transmitting a copy of this Resolution to the City Clerk of Auburn, and mailing notices of the public hearing prior to adoption of this Resolution to the owners of the property within the area proposed to be annexed, in accordance with RCW 35.10.217(2) and Chapter 35.43 RCW.

SECTION 3. – *Severability.* If any section, subsection, paragraph, sentence, clause or phrase of this resolution is declared unconstitutional or

invalid for any reason, such decision shall not affect the validity of the remaining portions of this resolution.

SECTION 4. – *Corrections by City Clerk.* Upon approval of the City Attorney, the City Clerk is authorized to make necessary corrections to this resolution or its exhibit, including the correction of clerical errors; references to other local, state or federal laws, codes, rules, or regulations; or resolution numbering and section/subsection numbering.

SECTION 5. - *Effective Date.* This resolution shall take effect and be in force immediately upon its passage.

PASSED at a regular open public meeting by the City Council of the city of Kent, Washington, this _____ day of May, 2015.

CONCURRED in by the Mayor of the city of Kent this ____day of May, 2015.

SUZETTE COOKE, MAYOR

ATTEST:

RONALD F. MOORE, CITY CLERK

APPROVED AS TO FORM:

TOM BRUBAKER, CITY ATTORNEY

***Resolution
Annexation/Deannexation
City of Kent/City of Auburn***

I hereby certify that this is a true and correct copy of Resolution No. _____ passed by the City Council of the city of Kent, Washington, the _____ day of _____, 2015.

RONALD F. MOORE, CITY CLERK

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