

**ORDINANCE NO. 2018-12-033**

**AN ORDINANCE RELATING TO THE ANNEXATION OF APPROXIMATELY 75-ACRES OF UNINCORPORATED PROPERTY LOCATED ADJACENT TO THE NORTHERN BOUNDARY OF THE BELLINGHAM CITY LIMITS AND COMMONLY KNOWN AS THE Mt. BAKER HIGHWAY / BRITTON ROAD ANNEXATION; ASSIGNING CITY LAND USE AND ZONING DESIGNATIONS AND ESTABLISHING AN EFFECTIVE DATE.**

**WHEREAS**, on October 17, 2017, the owners of property within Bellingham's Northern Urban Growth Area submitted a ten percent petition for annexation of approximately 75-acres to the City of Bellingham pursuant to RCW 35.13.125; and

**WHEREAS**, on December 11, 2017, the Bellingham City Council held a public meeting and approved Resolution 2017-42, thereby initiating the review process for this annexation request, subject to adopting City land use designations, zoning, and assumption of existing City indebtedness; and

**WHEREAS**, on February 9, 2018, the property owners within the annexation area submitted a sixty percent petition to the City of Bellingham; and

**WHEREAS**, the City of Bellingham forwarded the petition to the Whatcom County Assessor, whereby the Assessor found the petition to comply with state law and issued a Certificate of Sufficiency on March 6, 2018; and

**WHEREAS**, on June 24, 2018, the City of Bellingham forwarded the Notice of Intention to the Whatcom County Boundary Review Board (BRB) for its 45-day review of the annexation proposal; and

**WHEREAS**, on September 14, 2018, the Whatcom County Boundary Review Board deemed the Notice of Intention to Annex as described in the BRB file #2018-03 approved; and

**WHEREAS**, on November 19, 2018, the Bellingham City Council held a public hearing on the proposed annexation; and

**WHEREAS**, on December 3, 2018, the City Council Committee of the Whole held a work session on the proposed annexation area and directed staff to prepare a final ordinance for the Mt. Baker Highway / Britton Road Annexation; and

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**WHEREAS**, on December 3, 2018, the Bellingham City Council considered the annexation ordinance and determined the proposed annexation is consistent with the State Growth Management Act (GMA), the policy direction in Whatcom County's Comprehensive Plan, the Countywide Planning Policies, the Urban Fringe Subarea Plan as revised, and Bellingham's Comprehensive Plan; and

**WHEREAS**, on December 10, 2018, the Bellingham City Council approved the Mt. Baker Highway / Britton Road Annexation ordinance, which assigned City land use and zoning designations to the annexation area and established an annexation effective date.

**NOW THEREFORE, THE CITY OF BELLINGHAM DOES ORDAIN:**

**Section 1.** The properties within the Mt. Baker Highway / Britton Annexation area as shown and legally described in Exhibit A are hereby annexed to the City of Bellingham.

**Section 2.** The area annexed herein shall assume its proportional share of the existing indebtedness of the City of Bellingham.

**Section 3.** The Barkley Neighborhood Plan is amended to include the annexation area as part of Area 28 as shown in Exhibit B.

**Section 4.** The Barkley Neighborhood Comprehensive Plan Land Use Map is amended to include the annexation area as part of Area 28 as shown in Exhibit C.

**Section 5.** The City of Bellingham Zoning Map for the Barkley Neighborhood is amended to include the annexation area as part Areas 28 as shown in Exhibit D.

**Section 6.** The Barkley Neighborhood Plan circulation map is replaced with an updated circulation map as shown in Exhibit E.

**Section 7.** The Bellingham Municipal Code 20.00.015 - Barkley Neighborhood Table of Zoning Regulations for Area 28 is amended to include the zoning provisions for the annexation area as shown Exhibit F.

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**Section 8.** This ordinance shall be effective on April 1, 2019.

**PASSED** by the Council this \_\_\_\_ day of \_\_\_\_\_, 2019.

\_\_\_\_\_  
Council President

**APPROVED** by me this \_\_\_\_ day of \_\_\_\_\_, 2019.

\_\_\_\_\_  
Mayor

**ATTEST:** \_\_\_\_\_  
Finance Director

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Office of the City Attorney

Published:  
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