THE WASHINGTON STATE BOUNDARY REVIEW BOARD FOR KING COUNTY

SPECIAL MEETING/PUBLIC HEARING

7:00 PM

Tuesday, May 16, 2006

Hazen High School
1101 Hoquiam Avenue NE
Renton, WA

A G E N D A

I. WITNESS SIGN IN – 6:30 PM

It is from this list that witnesses are called to testify.

II. CALL TO ORDER - 7:00 PM

Charles Booth, Chair

III. ROLL CALL

Michael Marchand, Vice-Chair

Van Anderson
Robert Cook
A.J. Culver
Lynn Guttmann
Ethel Hanis
Claudia Hirschey
Roger Loschen
Judy Tessandore

IV. FILE NO. 2222 – City of Renton – Querin Annexation

6:30 PM	Introduction of Exhibits
7:00 PM	Introductory Comments on Hearing Procedures and Swearing in of Witnesses
7:15 PM	Proponent: Presentation by City of Renton (20 Minutes)
7:35 PM	Presentation by King County (20 Minutes)
7:55 PM	Opponent: Government Jurisdictions (20 minutes)
8:15 PM	General Testimony: Groups are limited to ten minutes and individuals have three minutes to speak
	Rebuttal: City of Renton (10 minutes)

V. FILE NO. 2222 – City of Renton – Querin 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 seventeen 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. 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. Rebuttal must be prefaced by a citation of the disputed testimony. 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;

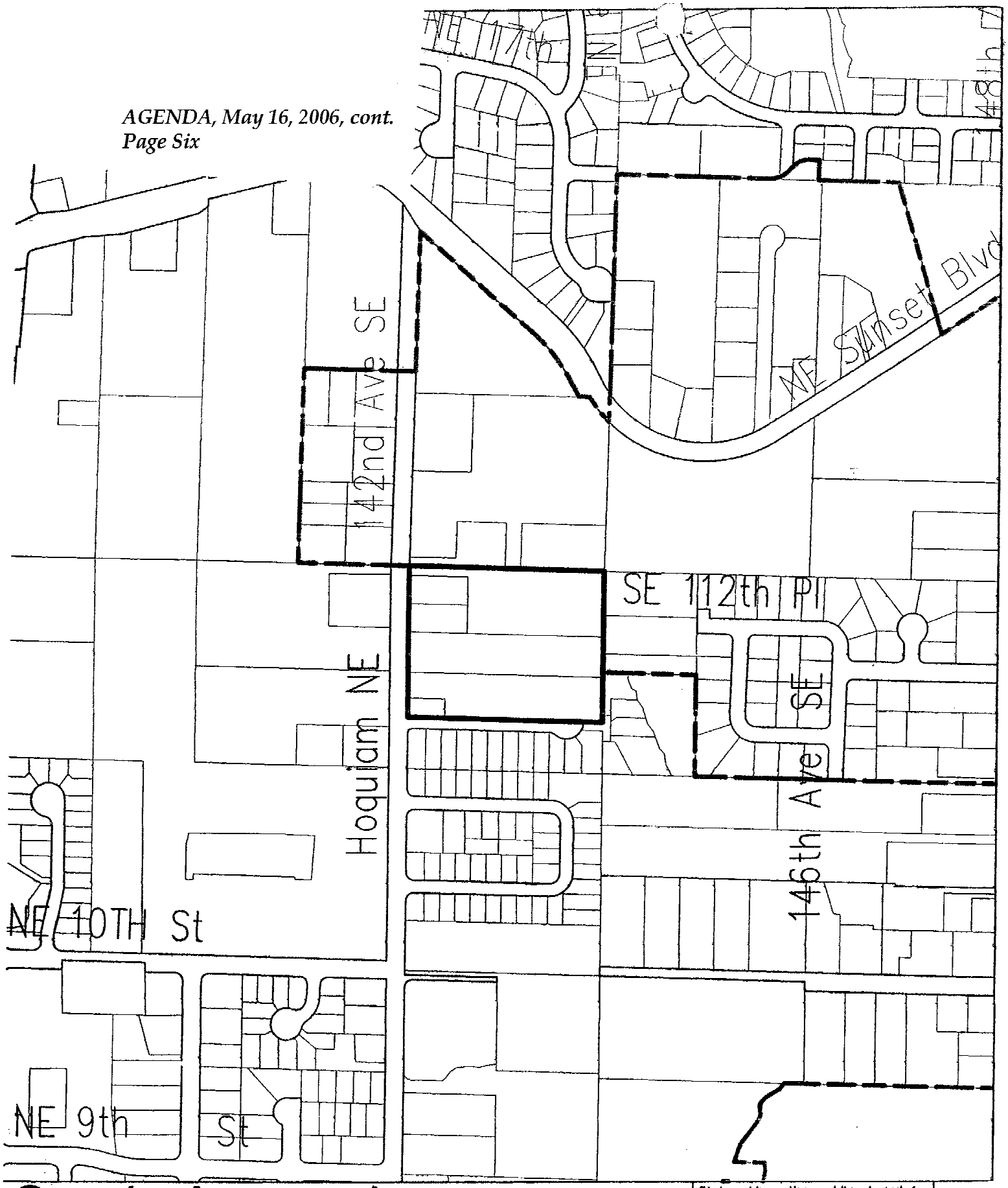
(5) Discouragement of multiple incorporations of small cities and encouragement of incorporation of cities in excess of ten thousand population in heavily populated urban areas;

(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.]



Querin Annexation

Exhibit F1: Proposed annexation boundary

This document is a graphic representation, not guaranteed to survey accuracy, intended for city purposes only and based on the best information available as of the date shown. This map is for display purposes only.

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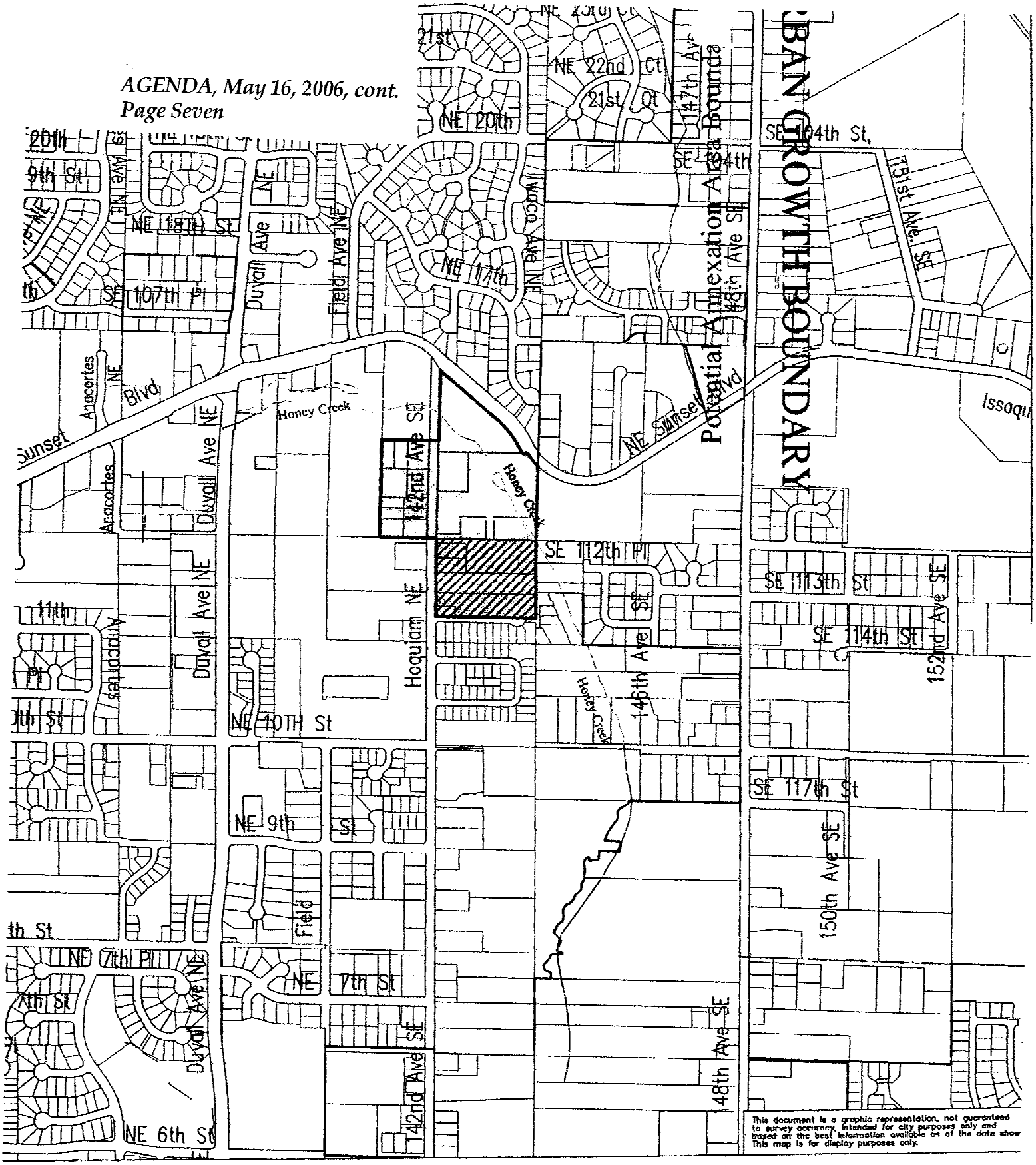
Economic Development, Neighborhoods & Strategic Planning
Alex Pietsch, Administrator



Querin II Annexation

Figure 1: Vicinity Map

0 800 1600

1 : 9600

Economic Development, Neighborhoods & Strategic Planning
Alex Pietsch, Administrator

— — Renton City Limits
▨ Original Annexation Area