

ORIGINAL

RESOLUTION NO. 2011 - 10

**A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF SUNNYSIDE, WASHINGTON, ACCEPTING
NOTICE OF INTENTION TO COMMENCE ANNEXATION,
SETTING CONDITIONS, AUTHORIZING SUBMISSION
OF PETITION AND REFERRING TO HEARING BODY
(West Sunnyside Business Park Annexation)**

WHEREAS, the City of Sunnyside owner of record of Yakima County Assessor's Parcel Nos. 221027-12006, 221027-21001, 221028-11003, 221028-11002, 221028-12001, 221028-12006 and 221028-12004, for a total of 144.97 acres, submits a Notice of Intention to Commence Annexation Proceedings, as shown on the attached Notice of Intention; and

WHEREAS, the City Council, having conducted an Annexation Initiation meeting on February 28, 2011, finds as follows:

- (a) The Notice of Intention to Commence Annexation Proceedings is hereby received.
- (b) The applicant is hereby authorized to prepare and submit a Petition for Annexation, which shall be referred for consideration and public hearing before the Planning Commission or Hearing Examiner as deemed appropriate by the City Manager.
- (c) The hearing body shall conduct a public hearing and assign a recommended zoning of the property in substantial compliance with the Comprehensive Plan of the City of Sunnyside.
- (d) The City of Sunnyside will require assumption of all existing City indebtedness by the area to be annexed.

WHEREAS, the City Council finds and determines that this action is in the best interests of residents of the City of Sunnyside and will promote the general health, safety and welfare.

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE CITY COUNCIL OF THE CITY OF SUNNYSIDE, WASHINGTON, as follows:

1. That the Notice of Intention to Commence Annexation Proceedings, a copy of which is attached hereto as Exhibit "A" and incorporated herein by this reference, submitted by the City of Sunnyside for property described above and as further shown and described in Exhibit "B," is hereby received.

2. That the findings and procedures stated in the recitals above are hereby adopted and incorporated within this action.

3. The City Manager is hereby authorized to submit this Resolution and the Petition for Annexation to the Sunnyside Planning Commission or Hearing Examiner.

4. This Resolution shall be effective upon passage, approval and signatures hereon in accordance with law.

PASSED this 28th day of February, 2011.



JAMES A. RESTUCCI, MAYOR

ATTEST:



DEBORAH A. ESTRADA, CITY CLERK

APPROVED AS TO FORM:



Menke Jackson Beyer Ehlis & Harper, LLP
Attorneys for the City of Sunnyside

EXHIBIT 'A'

**NOTICE OF INTENTION TO COMMENCE
ANNEXATION PROCEEDINGS**

To: The City of Sunnyside City Council
818 E. Edison Avenue
Sunnyside, WA 98944

City Council:

The undersigned, who are owners of not less than 10 percent (10%) of the acreage for which annexation is sought, hereby notify the City Council of the City of Sunnyside that it is the desire and intention of the undersigned to commence annexation proceedings pursuant to Chapter 35A.14 RCW.

The property subject to the proposed annexation is shown on Exhibit "A" attached hereto and incorporated herein by this reference.

It is requested that the City Council set a date not later than sixty (60) days after the filing of this Notice of Intention for a meeting with the undersigned initiating parties to determine:

- (1) Whether the City Council will accept, reject or geographically modify the proposed annexation; and
- (2) Whether the City Council will require the simultaneous adoption of a proposed zoning regulation for the subject property in substantial compliance with the Comprehensive Plan as adopted by the City of Sunnyside, or other zoning regulations adopted pursuant to RCW 35A.14.330 and 35A.14.430; and
- (3) Whether the City of Sunnyside shall require the assumption of all or any portion of existing City indebtedness by the area to be annexed.

This page is one of a group of pages containing identical text material, and is intended by the signers of this *Notice of Intention* to be presented and considered as one *Notice of Intention*, and may be filed with other pages containing additional signatures which cumulatively may be considered as a single *Notice of Intention*.

Principal contact person for this annexation is:

Name: James L. Bridges Phone: 837-5206

Address: 818 E Edison Ave Sunnyside, WA

EXHIBIT 'A'

WARNING

Every person who signs this Notice of Intention with any other than his or her true name, or who knowingly signs more than one of these petitions, or who signs a petition seeking an election when he or she is not a legal voter, or signs a petition when he or she is otherwise not qualified to sign, or who makes herein any false statement, shall be guilty of a misdemeanor.

Name/Address/Parcel No(s)

1. City of Sunnyside
Print Name
23 outlook Rd
Address of Property to be annexed
818 E Edison
Address of owner

Signature
221027-12006, -21001, 221028-12006
221028-11023-11007, -12001, -12004
Parcel Number(s)

Date of Signature

2. _____
Print Name

Address of Property to be annexed

Address of owner

Signature

Parcel Number(s)

Date of Signature

3. _____
Print Name

Address of Property to be annexed

Address of owner

Signature

Parcel Number(s)

Date of Signature

4. _____
Print Name

Address of Property to be annexed

Address of owner

Signature

Parcel Number(s)

Date of Signature

Proposed Annexation and Zoning

EXHIBIT 'B'

-  Unim. shp
-  R1 shp
-  Indus. shp
-  Commercial shp
-  All Roads
-  Tax Lot

Cities

Parcel/Lot lines are for visual display only. Do not use for legal purposes.

