

RESOLUTION 2023 - 36

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SUNNYSIDE, WASHINGTON, AUTHORIZING THE PETITION TO ANNEX PROPERTIES KNOWN AS THE PHILLIPS ANNEXATION THAT IS CONTIGUOUS TO THE CITY OF SUNNYSIDE AND PROVIDING FOR TRANSMITTAL OF SAID PETITION TO THE YAKIMA COUNTY BOUNDARY REVIEW BOARD FOR A 45-DAY REVIEW PRIOR TO TAKING FINAL ACTION

WHEREAS, the City of Sunnyside, Washington received a petition for annexation commonly known as the Phillips Annexation. Annexation of certain real property pursuant to RCW 35A.14.120, a legal description of which is attached hereto as Exhibit "A"; and

WHEREAS, prior to filing of said petition, the City Council had indicated a tentative approval of said annexation; and

WHEREAS, the Planning Commission has held a public hearing on November 14, 2023 considering the record herein and the recommendations of the staff report presented; and

WHEREAS, the City Council finds and determines as follows:

- (a) The City Council has jurisdiction to determine all matters and issues herein.
- (b) All procedures and requirements of law and the Sunnyside Municipal Code have been performed and satisfied regarding such proposed annexation.
- (c) The annexation of the proposed property into the City of Sunnyside of Sunnyside is in the best interest of residents of the City of Sunnyside, and the proposed PUD, Planned Unit Development zoning is consistent with the Comprehensive Plan of the City of Sunnyside.
- (d) Approval of such annexation will promote the general health, safety and welfare and will preserve the existing neighborhood and promote quality of life and quiet enjoyment of the residents in the subject area; and,

WHEREAS, The City Council, having made the above findings, determines that such property should be annexed to the City of Sunnyside with a zoning of PUD, Planned Unit Development, and that the Comprehensive Plan and Zoning map of the City of Sunnyside should be amended accordingly and as necessary; and,

WHEREAS, Prior to the City Council taking final action on this annexation, the "Notice of Intention" is to be completed by Community and Economic Development Director and submitted to the Yakima Boundary Review Board for a 45-day review period.

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

SECTION 1. Following a recommendation from the staff report and consideration of public testimony, staff submit the proposed annexation and proposed zoning designation to the City Council to consider the annexation request at a public hearing.

PASSED this 11th day of December, 2023.



DEAN BROERSMA, MAYOR

ATTEST:



JACQUELINE RENTERIA, CITY CLERK

APPROVED AS TO FORM:
SAXTON RILEY & RILEY, PLLC



BENJAMIN J. RILEY
ATTORNEYS FOR THE CITY OF SUNNYSIDE

Exhibit "A" RESOLUTION 2023-34 :
Legal Description

EXHIBIT A

Legal Description

Lot 2 of Short Plat as recorded in Volume "L" of Plats, page 72, records of Yakima County, Washington.