

**MIDWAY SEWER DISTRICT
KING COUNTY, WASHINGTON**

RESOLUTION NO. 2015-05

**A RESOLUTION OF THE BOARD OF COMMISSIONERS
OF MIDWAY SEWER DISTRICT, KING COUNTY,
WASHINGTON, ANNEXING CERTAIN PROPERTY,
SUBJECT TO REVIEW, APPROVAL, DISAPPROVAL OR
MODIFICATION BY THE WASHINGTON STATE
BOUNDARY REVIEW BOARD OF KING COUNTY**

WHEREAS, the Board of Commissioners of Midway Sewer District (“District”) adopted Resolution No. 2015-02 on March 11, 2015, which resolution described an area of land sought to be annexed into the District (the “Annexation Area”), and which resolution determined that the petition for annexation complied with the requirements of law and which resolution accepted the petition for annexation of the Annexation Area, and which resolution fixed a date for public hearing on the proposed annexation of the Annexation Area on April 8, 2015 9:30 a.m., at the offices of Midway Sewer District at 3030 240th Street, Kent Washington, the purpose of said hearing being to determine whether the Annexation Area should be annexed to the District subject to the review and approval, disapproval or modification by the Washington State Boundary Review Board of King County; and,

WHEREAS, notice of public hearing for the proposed annexation was published in the March 20, 2015 edition of the Westside Weekly, a newspaper of general circulation in the area proposed to be annexed, which notice complied with the requirements of law; and,

WHEREAS, copies of notices of said hearing were posted in three public places within the Annexation Area in accordance with the requirements of law; and,

WHEREAS, in compliance with the State Environmental Policy Act, Chapter 43.21C RCW (“SEPA”), the District prepared an environmental checklist and the District’s general manager, the District’s Responsible SEPA Official, issued a Determination of Non-Significance (“DNS”) for the proposed annexation on March 17, 2015 and published notice in the Westside Weekly inviting comments on the checklist and DNS and provided notice to agencies with jurisdiction and others; and no comments were received on such checklist and DNS; and ,

WHEREAS, the public hearing on the proposed annexation of the Annexation Area was held and the Board of Commissioners has concluded that the annexation of the Annexation Area would be in the best interest of the District and the property owners within the Annexation Area; now, therefore,

BE IT RESOLVED by the Board of Commissioners of Midway Sewer District as follows:

1. The annexation of the Annexation Area as legally described on Exhibit "A" attached hereto and incorporated herein by this reference, is hereby approved subject to the review and approval, disapproval or modification of such action by the Washington State Boundary Review Board of King County.

2. District staff is hereby directed to comply with the requirements of Chapter 36.93 RCW and to file a certified copy of the resolution with the Washington State Boundary Review Board of King County and the King County Council as required by law.

ADOPTED by the Board of Commissioners of Midway Sewer District, King County, Washington at the regular open public meeting thereof held the 8th day of April, 2015.

BOARD OF COMMISSIONERS
MIDWAY SEWER DISTRICT

Vince Koester, President

Jack W. Hendrickson, Commissioner

George Landon, Commissioner

Scot Sanborn, Secretary

Jim Bailey, Commissioner

ATTEST:

Scott Sanborn, Secretary

I, the undersigned, Secretary of the Board of Commissioners of Midway Sewer District of King County, Washington, do hereby certify that the within and foregoing is a true and correct copy of the Resolution No. _____, adopted at the regular open public meeting thereof held on the 8th day of April, 2015.

Scott Sanborn, Secretary

EXHIBIT A
MIDWAY SEWER DISTRICT
ANNEXATION AREA

LEGAL DESCRIPTION:

THE EAST HALF OF THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 21, TOWNSHIP 22 NORTH, RANGE 4 EAST, W.M.

AND

THAT PORTION OF THE WEST HALF OF THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 21, TOWNSHIP 22 NORTH, RANGE 4 EAST, W.M., LYING WESTERLY OF PRIMARY STATE HIGHWAY NO 1 (I-5) AS CONDEMNED IN KING CO SUPERIOR COURT CAUSE NO 535009 BY DECREE ENTERED 22 JULY 1959, EXCEPT THAT PORTION RELINQUISHED TO KING COUNTY PER RECORDING NO. 8505070897

AND

THAT PORTION OF THE WEST HALF OF THE SOUTHWEST QUARTER OF SECTION 15, TOWNSHIP 22 NORTH, RANGE 4 EAST, W.M., LYING WESTERLY OF PRIMARY STATE HIGHWAY NO 1 (I-5) AS CONDEMNED IN KING CO SUPERIOR COURT CAUSE NO 535009 BY DECREE ENTERED 22 JULY 1959, EXCEPT THAT PORTION RELINQUISHED TO KING COUNTY PER RECORDING NO. 8505070897.

CONTAINING 15.54 ACRES, MORE OR LESS.

SITUATE IN THE CITY OF KENT, KING COUNTY, WASHINGTON.