

RESOLUTION NO. 07-08

CITY OF GRANITE FALLS

**A RESOLUTION OF THE CITY COUNCIL OF GRANITE FALLS
ESTABLISHING ITS INTENT TO ANNEX AND APPROVING A WRITTEN
REQUEST RECEIVED FROM MILLER SHINGLE TO AUTHORIZE
CIRCULATION OF A SIXTY PERCENT (60%) PETITION SEEKING
ANNEXATION OF A PORTION OF UNINCORPORATED SNOHOMISH COUNTY
INTO THE CITY OF GRANITE FALLS AND DECLARING THE CITY'S
INTENTION TO ANNEX**

WHEREAS, the City Council received a Notice of Intention to commence annexation proceedings on February 27, 2007 from Bruce and Barry Miller that satisfies the ten percent (10%) valuation threshold; and

WHEREAS, the City Council considered the annexation matter at its May 2, 2007, regular meeting within sixty (60) days of receipt of the Notice of Intention to commence annexation proceedings to determine to accept, reject, or geographically modify the proposed annexation; determine if the City will require the simultaneous adoption of proposed zoning regulations and determine whether the City will require the assumption of all or any portion of existing City indebtedness by the area to be annexed; and

WHEREAS, at the May 2, 2007 City Council meeting the City Council by motion approved the circulation of a sixty percent (60%) Annexation Petition, simultaneous adoption of proposed zoning regulations, and assumption of all existing City indebtedness by the area to be annexed;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GRANITE FALLS, AS FOLLOWS:

Section 1: Circulation of Annexation Petition Approved. Under authority of RCW 35A.14.120, the City Council of the City of Granite Falls hereby approves the written request from Miller Shingle Company, Inc. to circulate annexation petitions for an area of unincorporated Snohomish County and is more specifically described and depicted on Exhibit "A," a copy of which is attached hereto and incorporated by this reference.

Section 2: Petitions to Require Simultaneous Adoption of Proposed Zoning Regulations and Assumption of Existing City Indebtedness. It is the intent of the Granite Falls City Council that, upon annexation, all property within the proposed annexation area shall be simultaneously zoned with pre-annexation zoning controls for such property, and all property within the proposed annexation area shall be assessed and taxed at the same rate and on the same basis as other property within the City of Granite Falls. Accordingly, any annexation petition circulated under approval granted by previous motion on May 2, 2007, or by this Resolution shall be written to clearly indicate this fact.

Section 3: Notice of Intent to Annex. The Granite Falls City Council hereby declares its intent to annex the real property described and depicted on Exhibit "A" following the receipt of petitions in a form as approved by motion on May 2, 2007, which reflect the signatures of owners of not less than sixty percent (60%) of the assessed value of the property for which annexation is petitioned. The City Clerk is directed to promptly file a copy of this Resolution of Notice of Intent to Annex and authorization to circulate the sixty percent (60%) petition with the Snohomish County Boundary Review Board for approval pursuant to the provisions of RCW 36.93.

Section 4: Findings of Fact. Each and every of the recitals contained in the preamble to this Resolution are hereby adopted as Findings of Fact and incorporated herein by reference supporting the action taken in this Resolution.

Section 5: Notice of Intention to Annex to be Filed by Initiators. The initiators of the annexation commonly known as the "Miller Shingle" property are hereby directed to file with the Snohomish County Boundary Review Board a Notice of Intention pursuant to RCW 36.93.090.

Section 6: Contents of the Notice of Intention to Annex. The Notice of Intention to be filed with the Boundary Review Board by the initiators in accordance with RCW 36.93.130 shall contain the following information: (1) the nature of the action sought; (2) a brief statement of the reasons for the proposed action; (3) the legal description of the boundaries proposed to be created, abolished or changed by such action; and (4) the County Assessor's map which the boundaries proposed to be created, abolished or changed by such action are designated.

Section 7: Severability. If any section, sentence, clause or phrase of this Resolution should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this Resolution.

Section 8: Ratification. Any act consistent with the authority and prior to the effective date of this Resolution is hereby ratified and affirmed.

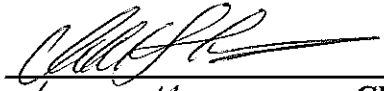
Section 9: Effective Date. This Resolution shall take effect and be in force immediately upon its passage.

PASSED by the City Council of the city of Granite Falls this 7 day of November, 2007, and signed in authentication of its passage this 7 day of November, 2007.




LYLE ROMACK, MAYOR

ATTEST:



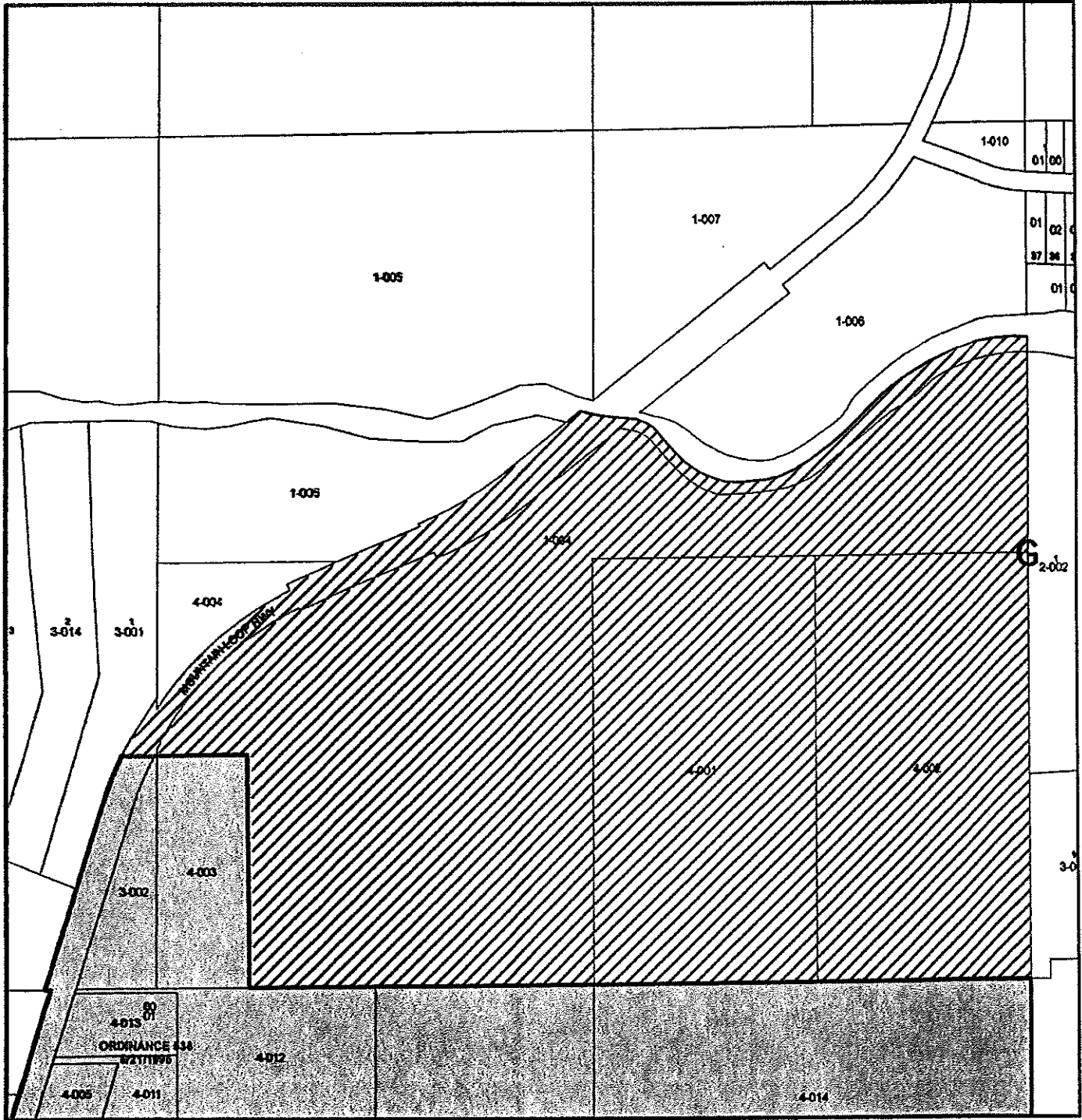
Lotta Hines, CITY CLERK

APPROVED AS TO FORM:



H.J. Zachor, CITY ATTORNEY

Granite Falls -- A Portion of Section 7, Township 30 North, Range 7 East, W.M.



That portion of Section 7, Township 30 North, Range 7 East Willamette Meridian described as follows:

Beginning at the southeast corner of the north half of the southeast quarter of said Section 7; thence North along the east line of said section to the middle of the South Fork of the Stillaguamish River; thence West along the middle of said river to the westerly margin of the Mountain Loop Highway; thence southwesterly along said margin to and intersection with the westerly extension of the north line of the west 288.5 feet of the south 721.10 feet of the northwest quarter of the southeast quarter of said Section 7; thence East along said extension and north line to the northeast corner of said west 288.5 feet of the south 721.10 feet; thence South along the east line of said west 288.5 feet of the south 721.10 feet to the southeast corner thereof; thence East along the south line of the north half of the southeast quarter of said Section 7 to the point of beginning.

EXHIBIT A