

TOWN OF EATONVILLE

Agenda Staff Report

Agenda Item No.:	_____	Meeting Date:	<u>December 7, 2015</u>
Subject:	<u>Resolution No. 2015-GG Scheduling a</u>	Prepared by:	<u>Town Attorney</u>
	<u>Public Hearing Concerning the Town's</u>		_____
	<u>Potential Assumption of the Eatonville</u>	Atty Routing No:	<u>043-15</u>
	<u>Transportation Benefit District</u>	Atty Review Date:	<u>November 30, 2015</u>

Summary: On June 25, 2012, pursuant to Chapter 36.73 RCW, the Eatonville Town Council adopted Ordinance 2012-6, establishing the Eatonville Transportation Benefit District ("Eatonville TBD") with geographical boundaries comprised of the corporate limits of the Town.

On July 1, 2015, the Washington State Legislature enacted Second Engrossed Substitute Senate Bill 5987 ("SESSB 5987"), which authorizes the Town to assume the rights, powers, functions and obligations of the Eatonville TBD. The bill took effect on July 15, 2015.

Prior to the Town's assumption of the Eatonville TBD, should the Town choose to do so, the Town Council must first hold a public meeting on the subject and allow all interested persons the opportunity to appear and be heard. Section 302 of SESSB 5987 requires the Town Council to indicate its intent to hold a public hearing, and to establish the date, time and location of the public hearing by Resolution or Ordinance. The Resolution or Ordinance must then be published in the Town's official newspaper at least two times in the two weeks prior to the public hearing.

Recommendation: Staff recommends passage of Resolution No. 2015-GG declaring the Town's intent to conduct a public hearing concerning the assumption of the rights, powers, functions and obligations of the Eatonville TBD.

Motion for consideration: I move to pass Resolution No. 2015-GG declaring the Town's intent to conduct a public hearing concerning the assumption of the rights, powers, functions and obligations of the Eatonville TBD.

Fiscal Impact: None

Attachments: Proposed Resolution No. 2015-GG

RESOLUTION NO. 2015 - GG

**A RESOLUTION OF THE TOWN OF EATONVILLE, WASHINGTON,
DECLARING THE TOWN'S INTENT TO CONDUCT A PUBLIC
HEARING CONCERNING THE ASSUMPTION OF THE RIGHTS,
POWERS, FUNCTIONS AND OBLIGATIONS OF THE EATONVILLE
TRANSPORTATION BENEFIT DISTRICT**

WHEREAS, in 2012, in accordance with Chapter 36.73 RCW, the Town Council adopted Ordinance 2012-06 creating the Eatonville Transportation Benefit District ("Eatonville TBD"), codified in Chapter 3.22 of the Eatonville Municipal Code, with boundaries coterminous with the boundaries of the Town; and

WHEREAS, on July 15, 2015, Second Engrossed Substitute Senate Bill 5987 ("SESSB 5987") took effect, which at Section 301 allows the Town to assume the rights, powers, functions, and obligations of the Eatonville TBD; and

WHEREAS, pursuant to SESSB 5987, Section 302, prior to assuming the rights, powers, functions, and obligations of the Eatonville TBD, the Town must indicate its intent to conduct a public hearing concerning the assumption of the rights, powers, functions, and obligations of the Eatonville TBD; and

WHEREAS, pursuant to SESSB 5987, Section 302, the resolution indicating the Town's intent to conduct a public hearing must set forth the date, time and place for the hearing and state that all persons interested in the assumption may appear and be heard; now, therefore;

**THE TOWN COUNCIL OF THE TOWN OF EATONVILLE, WASHINGTON,
HEREBY RESOLVES AS FOLLOWS:**

THAT: The Town Council hereby declares its intent to conduct a public hearing to consider the assumption by the Town of the rights, powers, functions, and obligations of the existing Eatonville TBD; and

FURTHER THAT: The public hearing concerning the assumption of the rights, powers, functions, and obligations of the Eatonville TBD shall be held on Monday, January 11, 2016, at 7:00 p.m. at the Eatonville Community Center, located at 301 Center Street West, Eatonville, WA 98328; and

FURTHER THAT: All persons interested in the proposed assumption by the Town of the rights, powers, functions, and obligations of the Eatonville TBD may appear at the hearing and will have an opportunity to be heard.

PASSED by the Town Council of Town of Eatonville and attested by the Town Clerk in authentication of such passage this 7th day of December 2015.

Mike Schaub, Mayor

ATTEST:

Kathy Linnemeyer, Town Clerk