

RESOLUTION NO. 1038

A RESOLUTION OF THE CITY COUNCIL EXPRESSING SUPPORT FOR PROPOSED LEGISLATION BEFORE THE WASHINGTON STATE LEGISLATURE AMENDING RCW 35.58.320, RELATING TO METROPOLITAN MUNICIPAL CORPORATIONS AND THE SITING OF ESSENTIAL PUBLIC FACILITIES

WHEREAS, the citizens of the State of Washington have a constitutional right to have their elected officials make land use decisions affecting their lives and property; and

WHEREAS, the Washington State Growth Management Act prohibits local preclusion of essential public facilities; and

WHEREAS, the Snohomish County Comprehensive Plan states that a proposal to site an essential public facility should be consistent with the comprehensive plan of the prospective host community, should include a significant share of the host community's population in its service area, and will require a review of the overall concentration of essential public facilities within Snohomish County to avoid placing an undue burden on any one community; and

WHEREAS; the Washington Administrative Code requires proposals involving difficulties in the siting of essential public facilities to follow the development regulation of the jurisdiction involved, require an evaluation of feasible and alternative sites, and seek equity in geographical distribution; and

WHEREAS; the development regulations of a jurisdiction pertaining to the siting of essential public facilities shall be consistent with and implement the process for the siting of essential public facilities set forth in the jurisdiction's comprehensive plan; and

WHEREAS; two measures introduced in the Washington State Legislature in the 2003-2004 Biennium will amend RCW 35.58.320, requiring no eminent domain action of a metropolitan municipal corporation for an essential public facility may take place outside its component county without first going through the county or city essential public facility siting process; NOW, THEREFORE,

THE CITY COUNCIL OF THE CITY OF EDMONDS, WASHINGTON, HEREBY RESOLVES AS FOLLOWS:

Section 1. : The City Council of the City of Edmonds calls upon the Washington State Legislature to enact Senate Bill 5078/House Bill 1000, providing that a metropolitan municipal corporation shall not condemn lands for an essential public facility at a location outside its component county without first going through the siting of an essential public facility process in the county or city in which the proposed facility is to be located.

RESOLVED this 25th day of February, 2003.

APPROVED:

MAYOR, GARY HAAKENSON

ATTEST/AUTHENTICATED:

CITY CLERK, SANDRA S. CHASE

FILED WITH THE CITY CLERK: 02/24/2003
PASSED BY THE CITY COUNCIL: 02/25/2003
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