

RESOLUTION NO. 797

A RESOLUTION OF THE CITY OF UNIVERSITY PLACE, WASHINGTON, SETTING A PUBLIC HEARING TO CONSIDER THE ASSUMPTION OF THE RIGHTS, POWERS, FUNCTIONS AND OBLIGATIONS OF THE UNIVERSITY PLACE TRANSPORTATION BENEFIT DISTRICT

WHEREAS, the 2015 Legislature adopted Second Engrossed Substitute Senate Bill ("2ESSB") 5987, the majority of which became effective on July 15, 2015; and

WHEREAS, Section 301 of 2ESSB 597 authorizes any city in which a transportation benefit district ("TBD") has been established pursuant to chapter 36.73 RCW with boundaries coterminous with the boundaries of the city to assume the rights, powers, functions, and obligations of the TBD, by adoption of an ordinance or resolution of the city legislative authority; and

WHEREAS, pursuant to Ordinance No. 634, the City of University Place City Council established a transportation benefit district to be known as the University Place Transportation Benefit District ("District" or "TBD"), with geographical boundaries comprised of the corporate limits of the City of University Place as they now exist or may hereafter be altered by future annexations; and

WHEREAS, Section 302 of 2ESSB 5987 provides that the assumption of the rights, powers, functions, and obligations of a TBD may be initiated by the adoption of an ordinance or a resolution by the city legislative authority, indicating the city's intention to conduct a hearing concerning the assumption of the TBD's rights, powers, functions, and obligations, setting a time and place at which the city legislative authority will consider the proposed assumption of the TBD's rights, powers, functions, and obligations, and stating that all persons interested may appear and be heard; and

WHEREAS, the City of University Place intends to consider the assumption of the rights, powers, functions, and obligations of the University Place TBD, therefore desires to set the public hearing required by Section 302 of 2ESSB 5987.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF UNIVERSITY PLACE, WASHINGTON, AS FOLLOWS:

Section 1. Intent. The City of University Place City Council intends to consider the assumption of the rights, powers, functions, and obligations of the University Place TBD.

Section 2. Public Hearing. A public hearing concerning the assumption of the rights, powers, functions, and obligations of the University Place TBD shall be held on November 16, 2015 at 6:30 p.m., or as soon thereafter as the matter may be heard.

Section 3. Public Testimony. All persons interested, including those with protests or objections to assumption of the rights, powers, functions, and obligations of the University Place TBD, may appear and be heard at said public hearing.

Section 4. Ordinance. At the conclusion of the public hearing, the City Council will consider the assumption of the rights, powers, functions, and obligations of the University Place TBD, and may (but is not required to) adopt an ordinance providing for the assumption of rights, powers, functions, and obligations of the University Place TBD, all as set forth in Section 301 – 311 of 2ESSB 5987.

Section 5. Public Notice. The City Clerk shall give notice of the public hearing set herein in the manner required by Section 302 of 2ESSB 5987.

ADOPTED BY THE CITY COUNCIL ON NOVEMBER 2, 2015.



Denise McCluskey, Mayor

ATTEST:



Emerita Genetia, City Clerk

APPROVED AS TO FORM:



Steve Victor, City Attorney