

**CITY OF SEDRO-WOOLLEY, WASHINGTON
ORDINANCE NO. 1823-15**

AN ORDINANCE OF THE CITY OF SEDRO-WOOLLEY,
WASHINGTON, ASSUMING THE RIGHTS, POWERS, FUNCTIONS
AND OBLIGATIONS OF THE SEDRO-WOOLLEY
TRANSPORTATION BENEFIT DISTRICT (TBD) AS ALLOWED BY
SECOND ENGROSSED SUBSTITUTE SENATE BILL 5987, SECTION
302 AND ABOLISHING THE TBD GOVERNING BOARD
FOLLOWING ITS ASSUMPTION

WHEREAS, the City Council of the City of Sedro-Woolley adopted Ordinance No. 1808-14 creating the Sedro-Woolley Transportation Benefit District with the same boundaries as the City limits; and

WHEREAS, Second Engrossed Substitute Senate Bill 5987, in Section 302, which took effect on July 15, 2015, provides that “the assumption of the rights, powers, functions and obligations of a transportation benefit district may be initiated by the adoption of an ordinance or resolution by the city or county legislative authority indicating its intention to conduct a hearing concerning the assumption of such rights, powers, functions and obligations”; and

WHEREAS, the City of Sedro-Woolley adopted Resolution 928-15, a resolution expressing the city’s intent to assume the TBD on September 9, 2015; and

WHEREAS, Resolution 928-15 set a public hearing for October 14, 2015 and notice of said resolution was published in the Skagit Valley Herald twice in the two weeks prior to the scheduled hearing; and

WHEREAS, the City Council held a public hearing and took testimony from all parties on the assumption of the rights, powers, functions and obligations of the transportation benefit district on October 14, 2015; and

WHEREAS, the City Council finds that the public interest and welfare is satisfied by the city assuming the rights, powers, immunities, functions, and obligations of the Sedro-Woolley Transportation District; and

WHEREAS, the City Council desires to continue the work and functions of the TBD as defined in state law and Ordinance No. 1808-14 without the necessity of maintaining a separate entity;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEDRO-WOOLLEY, WASHINGTON, DO ORDAIN AS FOLLOWS:

SECTION 1. Findings. The recitals listed herein are incorporated as findings.

SECTION 2. TBD Assumed. The rights, powers, immunities, functions, and obligations of the Sedro-Woolley Transportation Benefit District are hereby assumed by the City of Sedro-Woolley which is hereby vested with every right, power, immunity, function, and obligation currently granted to or possessed by the TBD.

SECTION 3. TBD Governing Body Abolished. Immediately following the assumption of the TBD by the city, the Sedro-Woolley Transportation Benefit District Board of Directors is abolished as required by Section 303 (2) of Second Engrossed Substitute Senate Bill 5987.

SECTION 4. Effective date. A summary of this Ordinance consisting of its title shall be published in the official newspaper of the City, and shall take effect and be in full force five (5) days of the date of publication as provided by law.

SECTION 5. Severability. If any section, sentence, clause or phrase of this ordinance should be held to be invalid or unconstitutional, the invalidity or unconstitutionality thereof shall not affect the validity or constitutionality of any other section, clause or phrase of this ordinance.

PASSED by majority vote of the members of the Sedro-Woolley City Council this 14th day of October, 2015, and signed in authentication of its passage this 15th day of October, 2015.



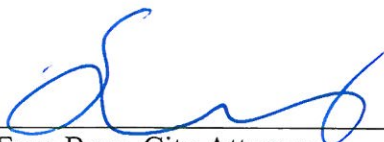
Mike Anderson, Mayor

Attest:



Patsy Nelson, Finance Director

Approved as to form:



Eron Berg, City Attorney

First Reading:	September 9, 2015 (Resolution 928-15)
Public Hearing;	October 14, 2015
Second Reading:	October 14, 2015
Passed by the City Council:	October 14, 2015
Signed by the Mayor:	October 15, 2015
Date of Publication:	October 19, 2015