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**Ordinance No. 407 – IN THE MATTER OF DISBANDING THE WASHINGTON
STATE BOUNDARY REVIEW BOARD FOR WALLA WALLA COUNTY,
WASHINGTON AS PROVIDED BY RCW 36.93.230**

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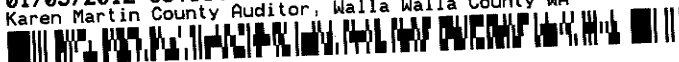
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01/05/2012 03:55:06 PM Page 1 of 4 Fees: 65.00
Karen Martin County Auditor, Walla Walla County WA



**BOARD OF COUNTY COMMISSIONERS
WALLA WALLA, WASHINGTON**

ORDINANCE NO. 407

IN THE MATTER OF DISBANDING THE WASHINGTON STATE BOUNDARY REVIEW BOARD FOR WALLA WALLA COUNTY, WASHINGTON AS PROVIDED BY RCW 36.93.230.

WHEREAS, in 1967 the legislature enacted RCW Chapter 36.93 which provides for the establishment of Boundary Review Boards within the State of Washington; and

WHEREAS, as set forth in RCW 36.93.010 the purpose of Boundary Review Boards is in part to provide a method of guiding and controlling the creation and growth of municipalities in metropolitan areas so that problems may be avoided and residents and businesses in those areas may rely on the logical growth of local government affecting them; and

WHEREAS, the Walla Walla County Boundary Review Board was established November 25, 1980 by County Resolution 80-441, and incorporated into the Walla Walla County Code at Chapter 2.04; and

WHEREAS, Walla Walla County Code Section 2.04.010 provides: The board of county commissioners of Walla Walla County establishes a boundary review board as contemplated by and in accordance with RCW Chapter 36.93 for Walla Walla County; and

WHEREAS, in 1990 the legislature enacted RCW Chapter 36.70A commonly referred to as the Growth Management Act; and

WHEREAS, as set forth in RCW 36.70A.010 the purpose of the Growth Management Act is to address uncoordinated and unplanned growth, conservation and the wise use of our lands, the environment, sustainable economic development and health, safety and high quality of life; and

WHEREAS, RCW 36.93.230 provides:

RCW 36.93.230. Power to disband boundary review board

When a county and cities and towns within the county have adopted a comprehensive plan and consistent development regulations pursuant to the provisions of chapter 36.70A RCW, the county may, at the discretion of the county legislative authority, disband the boundary review board in that county.

WHEREAS, the County and the cities within the County have each adopted a comprehensive plan and consistent development regulations pursuant to the provisions of RCW Chapter 36.70A; and

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WHEREAS, Walla Walla County no longer finds it necessary to have a separate Boundary Review Board in light of the adoption by its cities and the County of comprehensive plans and consistent development regulations which address the issues previously left to resolution by the Boundary Review Board.

NOW THEREFORE,

BE IT ORDAINED, by the Walla Walla County Board of Commissioners, that:

Section I. The Board of County Commissioners makes the following Findings of Fact:

1. The Washington State Boundary Review Board for Walla Walla County has not assembled in meeting for nearly 10 years.
2. At this time, none of the five positions that comprise the Boundary Review Board for Walla Walla County have been filled for a year, some more than a year.
3. The Walla Walla Board of County Commissioners discussed this matter in regular sessions on April 4, 2011, and again on November 7, 2011 and requested that staff prepare an ordinance for consideration by the County Commissioners that would effectively remove Chapter 2.04 from the County Code, as well as disband the Walla Walla County Boundary Review Board completely.
4. A Notice of the Board of County Commissioner's public hearing was published in the Waitsburg Times on December 22, 2011 the Walla Walla Union Bulletin on December 22, 2011, and the Tri-City Herald on December 22, 2011.
5. The Board of County Commissioners held a public hearing on January 3, 2012 to receive public comment on this action.

Section II. The Board of County Commissioners makes the following Conclusions of Law:

1. As proposed, the amendment will not have a significant adverse impact on public welfare and safety.
2. The proposed amendment is in compliance with RCW 36.70A and RCW 36.93.230.

Section III. Adoption of amended section of Walla Walla County Code:

Based on its review of the requirements of RCW 36.70A and RCW 36.93.230, the Board of County Commissioners hereby adopts the following amendment to the County Code removing Chapter 2.04 from the County Code, and disbanding the Washington State Boundary Review Board for Walla Walla County:

Chapter 2.04—Boundary Review Board

2.04.010—Established.

~~The board of county commissioners of Walla Walla County establishes a boundary review board as contemplated by and in accordance with RCW Chapter 36.93 for Walla Walla County. (Res. 80-441)~~



Section IV. Effective date and savings.

This ordinance is effective upon signing.

Section V. Severability.

If any section, subsection, or paragraph, sentence, clause or phrase of this Ordinance is declared unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining parts of this ordinance.

Section VI. Publication.

This Ordinance will be published by an approved summary consisting of the title.

Passed by the Walla Walla County Board of County Commissioners in regular session at Walla Walla, Washington, then signed by its membership and attested by its Clerk in authorization of such passage this 3rd day of January, 2012.



Gregory A. Tompkins
Gregory A. Tompkins, Chairman, District 3

Gregg C. Loney, Commissioner, District 1

Perry L. Dozier
Perry L. Dozier, Commissioner, District 2

Constituting the Board of County Commissioners of
Walla Walla County, Washington

Attest:

Connie R. Vinti
Connie R. Vinti, Clerk of the Board

Approved as to form

Jesse D. Nolte
Jesse D. Nolte, Deputy Prosecuting Attorney