

## RESOLUTION 2012-P

### A RESOLUTION OF THE EATONVILLE TOWN COUNCIL STATING ITS DECISION IN RESPONSE TO VAN EATON FAMILY TRUST PETITION FOR ANNEXATION UNDER RCW 35.13.125

**WHEREAS**, the Town Council, the legislative body of the Town of Eatonville, received from the duly authorized representative of the Van Eaton Family Limited Partnership, owner of real property of the Trust's intention to commence annexation proceedings;

**WHEREAS**, the Partnership is the legal owner of fee simple title of the property described in Section 1 below, which is the entire area requested to be annexed; and

**WHEREAS**, the Town Council was required by RCW 35.13.125 to set a meeting with the legal owners of all property to be annexed within 60 days of said notice;

**WHEREAS**, at its regularly scheduled meeting on March 26, 2012, the Council met with the duly authorized representatives of the Partnership to make the required determinations under RCW 35.13.125;

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Town of Eatonville as follows:

Section 1. The Town acknowledges the letter dated February 7, 2012, from the Van Eaton Family Limited Partnership, as notice of intent to commence annexation proceedings under RCW 35.13.125 for the following land, of which the Van Eaton Family Limited Partnership is owner of fee simple interest:

The South 100 feet of the North 400 feet of the East 152 feet of the Northwest Quarter of the Northeast Quarter of Section 22, Township 16 North, Range 4 East, W.M., records of Pierce County, Washington.

Section 2. Pursuant to RCW 35.13.125, the Town Council met with the Van Eaton Family Limited Partnership on March 26, 2012 and made the following determinations pursuant to RCW 35.13.125 in relation to the property described in Section 1 above:

- (a) The Town will accept the proposed annexation and proceed accordingly;
- (b) The Town will not require a separate simultaneous adoption of a comprehensive plan;
- (c) The Town shall require the assumption of all or of any portion of existing town indebtedness by the area to be annexed.

Section 3. Pursuant to RCW 35.13.130, the duly authorized representative of the Van Eaton Family Limited Partnership shall file with the Town Clerk a petition meeting the requirements of RCW 35.21.005 must be signed by the owners of not less than sixty percent in value according to the assessed valuation for general taxation of the property described in Section 1 above. The petition shall state:

- (a) The Town will not require simultaneous adoption of the comprehensive plan, pursuant to RCW 35.13.177 and 35.13.178;
- (b) The Town shall require the landowners to assume all or a portion of town indebtedness by the area to be annexed; and
- (c) the legal description described above in Section 1 and map of the area to be annexed

Section 4. The petition shall be completed and filed within six (6) months of the adoption of this resolution. Within three days of receiving the petition, the Town Clerk is directed to transmit the original petition to the Pierce County Assessor-Treasurer for determination of sufficiency under RCW 35.21.005, together with a copy of this resolution and minutes of the meeting at which this resolution is adopted by the Town Council.

Section 5. Upon notification from the Pierce County Assessor-Treasurer that the petition meets all legal requirements, the Mayor and/or his designee shall set a date for a public hearing in front of the Town Council. Notice of this hearing shall be published in a newspaper of general circulation to be determined by the Mayor. In addition, notice of said hearing shall be posted in three (3) separate conspicuous places within the area to be annexed. Pursuant to RCW 35.13.140, the expense of said publications shall be borne by the signers of the petition.

Passed by the Council of the Town of Eatonville at a regular meeting this \_\_\_\_\_ day of March, 2012.

\_\_\_\_\_  
Raymond Harper, Mayor

ATTEST:

\_\_\_\_\_  
Chrystal McGlone, Town Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
Town Attorney