

ORDINANCE NO. 1102

**AN ORDINANCE OF THE CITY OF YELM, WASHINGTON, ANNEXING AND REZONING PARCELS
INTO THE CITY OF YELM: 22730410300, 22730410000, 22730140800, 64300500100,
64300600100, 643000600102, and 64300600101**

WHEREAS, The City of Yelm has received petitions from several private citizens in the City's Urban Growth Area requesting to be annexed into the City limits and rezoned; and

WHEREAS, A Determination of Petition Sufficiency was issued by the Thurston County Assessor on November 16, 2022, certifying that the petitioners are legally authorized to apply for an annexation of the subject properties; and

WHEREAS, the City of Yelm Planning Commission met on November 21, 2022 and has recommended that these proposed annexations be approved by the Yelm City Council; and

WHEREAS, the Yelm City Council approved the annexations for transmission to the Thurston County Boundary Review Board (Boundary review Board) on March 14, 2023; and

WHEREAS, a Notice of Intent to Annex was submitted to the Boundary Review Board on or about April 6, 2023; and

WHEREAS, The Boundary Review Board did notify potentially affected jurisdictions of the City's intent to annex parcels 22730410300 and 22730410000 adjacent to Morris and Vancil Roads; and

WHEREAS, the Boundary Review Board also notified potentially affected jurisdictions of the City's intention to annex parcel 64303500100 in the vicinity of Grove Road; and

WHEREAS, Thurston County did timely assert jurisdiction during the Boundary Review Board's 45-day comment period, seeking to expand the boundaries of the proposed Morris/Vancil annexation area to include the entire Morris Road right-of-way and parcel 22730140800 in the Morris/Vancil Road area annexation; and

WHEREAS, Thurston County did also assert jurisdiction within the same comment period, seeking to expand the proposed Grove Road annexation area to include the entire Grove Road right-of-way and parcels 64300600100, 643000600102, and 64300600101; and

WHEREAS, Thurston County did assert that expanding the proposed annexation areas would be in the public interest because it would create more logical municipal boundaries and would clarify maintenance responsibilities for adjacent roads; and

WHEREAS, both the City of Yelm and Thurston County submitted position papers to the Boundary Review Board in favor of expanding the boundaries of the proposed annexation areas; and

WHEREAS, On July 18, 2023 the Boundary Review Board held public hearings at the Yelm City Hall to consider the proposed expanded annexation areas; and

WHEREAS, the Boundary Review Board found that both proposed expanded annexation areas are consistent with the Boundary Review Board's criteria for approval under state law; and

WHEREAS, On August 2, 2023, pursuant to RCW 36.93.160(5), the Boundary Review Board did issue a decision to approve both expanded annexation areas; and

WHEREAS, The City Council of Yelm has the final authority to approve or reject the proposed expanded annexation areas;

now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF YELM AS FOLLOWS:

Section 1. As depicted in Exhibit 1, parcels 64303500100, 64300600100, 643000600102, and 64300600101 and adjacent right-of-way in the vicinity of Grove Road, is hereby annexed and rezoned from 1 Unit per 5 Acres to Moderate Density Residential (R-6).

Section 2. As depicted in Exhibit 2, parcels 22730410300, 22730410000, and 22730140800 and adjacent right-of-way in the vicinity of Morris/Vancil Roads are hereby annexed and rezoned from 1 Unit per 5 Acres to Moderate Density residential (R-6).

Section 3. Effective Date: These annexations shall become effective on September 1st, 2023, unless an appeal of the Boundary Review Board decision is filed in Superior Court by the August 31, 2023 appeal deadline.

Adopted by the Yelm City Council at the regular meeting this 22RD day of August, 2023.

Joe DePinto, Mayor

ATTEST:

Kathy Linnemeyer, City Clerk

PUBLISHED:

EFFECTIVE DATE: