

14972

TOWN OF YARROW POINT

ORDINANCE NO. 536

AN ORDINANCE OF THE TOWN OF YARROW POINT, WASHINGTON DECLARING THE TOWN'S INTENT TO JOIN AND BE ANNEXED TO THE KING COUNTY RURAL LIBRARY DISTRICT; REQUESTING THE CONCURRENCE OF THE LIBRARY DISTRICT BOARD OF TRUSTEES; AND REQUESTING THE KING COUNTY COUNCIL TO PLACE ON THE NOVEMBER 2004 ELECTION BALLOT THE PROPOSITION OF WHETHER THE TOWN OF YARROW POINT SHOULD BE ANNEXED TO THE LIBRARY DISTRICT.

WHEREAS, RCW 35.02.130 authorizes the Town Council of the Town of Yarrow Point to submit a ballot proposition to the voters of the Town to authorize annexation of the Town by a library district; and

WHEREAS, pursuant to RCW 27.12.360 the process of annexation is initiated by an ordinance of the Town Council stating the Town's intent to join the library district and finding that the public interest will be served thereby; and

WHEREAS, as the Town has no Town Library Board, the State Librarian shall be notified of this proposed ordinance pursuant to RCW 27.12.360; and

WHEREAS, if the library district concurs in the annexation, notification thereof shall be transmitted to the King County Council which shall then call an special election to be held in the Town at the time and in the manner provided in RCW 27.12.370;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE TOWN OF YARROW POINT AS FOLLOWS:

Section 1. Declaration of Intent and Finding. The Town of Yarrow Point hereby declares its intent to join and be annexed to the King County Rural Library District. Having reviewed the options for providing library service to the residents of the Town, the Town Council finds that the public interest will best be served by annexation of the Town to the Library District.

Section 2. Request for Concurrence of Library District. Pursuant to RCW 27.12.360, the Town Council requests that the Board of Trustees of the King County Rural Library District concur in the proposed annexation of the Town to the Library District. The Town Clerk is authorized and requested to forward a certified copy of this ordinance to the Board of Trustees of the Library District and to the State Librarian.

Section 3. Transmittal to County Council and Request for Special Election. Pursuant to RCW 27.12.360 and RCW 27.12.370, if the Board of Trustees of the King County Rural Library District concurs in the annexation, the Town Clerk is authorized and requested to notify, and to send a certified copy of this ordinance and a copy of the Library District's concurrence, to the King County Council. The King County Council is requested to call by resolution an election to be held in the Town of Yarrow Point on November 2, 2004, (the General Election Ballot), for the purpose of submitting to the qualified voters of the Town the proposition of whether the Town should annex to the King County Rural Library District. The King County Council is also requested to give notice of the election as provided in RCW 29.27.080. The proposition to be submitted at the special election shall be in the form of a ballot title as follows:

PROPOSITION

**ANNEXATION OF THE TOWN OF YARROW POINT
TO THE KING COUNTY RURAL LIBRARY DISTRICT**

Shall the Town of Yarrow Point be annexed to and be a part of the King County Rural Library District?

YES

NO

Section 4. Annexation. If a majority of persons voting on the annexation proposition vote in favor of annexation, then the Town of Yarrow Point shall be annexed to and constitute a part of the King County Rural Library District effective immediately upon certification of the election results.

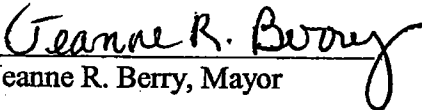
Section 5. Severability. Should any section, paragraph, sentence, clause or phrase of this Ordinance, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this Ordinance be pre-empted by state or federal law or regulation, such decision or pre-emption shall not affect the validity of the remaining portions of this Ordinance or its application to other persons or circumstances.

Section 6. Effective Date. This Ordinance shall be published in the official newspaper of the Town and shall take effect and be in full force five (5) days after the date of publication.

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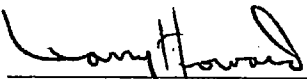
Ordinance No. 536, Page 3 of 3


PASSED by the Town Council of the Town of Yarrow Point on this 8th day of June 2004.


Jeanne R. Berry, Mayor

Attest/Authenticated

Approved as to Form:


Larry Howard, Town Clerk


Wayne Stewart, Town Attorney