

BEFORE THE BOARD OF COUNTY COMMISSIONERS
PACIFIC COUNTY, WASHINGTON

RESOLUTION NO. 2007-064

WHEREAS, pursuant to Resolution No. 2004-074, the Board of County Commissioners formed the North Beach Public Development Authority for the purpose of undertaking, assisting with and otherwise facilitating the improvement of municipal water and/or fire suppression service for the unincorporated communities on the Long Beach Peninsula north of Cranberry Road; and

WHEREAS, the Board of County Commissioners formed the Authority for a limited period of time, with the intent and understanding that may the voters may ultimately be asked to form a water district for the purpose of taking over the functions and duties of the Authority; and

WHEREAS, the Authority acquired the Pacific Water Company and the Ocean Park Water Company, which combined serves 2200 residences and 300 businesses; and

WHEREAS, pursuant to Chapter 57.04 RCW, a petition for formation of the North Beach Water District was presented to the Board of County Commissioners and filed with the Pacific County Auditor, requesting the formation of a water district in the area described in the petition, for the purpose of purchasing, acquiring, operating and maintaining public water supply facilities for all uses and purposes authorized by law; and

WHEREAS, the Pacific County Auditor, by letter dated August 7, 2007, certified that the petition was signed by at least 10 percent of the registered voters who voted in the last general election, and who are qualified electors residing within the proposed district on the date of filing of the petition, as required by RCW 57.04.030; and

WHEREAS, the Pacific County Auditor transmitted the petition and the certification to the Board of County Commissioners, who scheduled a hearing on the proposed water district formation for October 9, 2007 at 10:30 a.m. which was subsequently continued to October 23, 2007 at 10:30 a.m. and further continued to 1:15 p.m. on October 23, 2007, and

WHEREAS, the Board of County Commissioners caused notice of the presentment of the petition, the time and place of the hearing, and the boundaries of the proposed water district to be published on September 12 and 19, 2007 in the Chinook Observer; and

WHEREAS, the hearing was held as scheduled, and the Board of County Commissioners heard all persons desiring to be heard on all matters affecting the

formation and boundaries of the proposed water district, and considered all testimony and written evidence filed with the Board; and

WHEREAS, after consideration of all testimony and review of all pertinent information submitted at the hearing, the Board of County Commissioners under their authority pursuant to RCW 57.04.030, established amended boundary lines for the proposed water district; and

WHEREAS, the Board of County Commissioners desires to provide for an election on the proposed water district; now, therefore

BE IT HEREBY RESOLVED by the Board of Pacific County Commissioners as follows:

Section 1. The petition for formation of the North Beach Water District, and the proposed boundaries thereof, as set forth in Exhibit A to this Resolution, are hereby approved.

Section 2. Pursuant to RCW 57.02.040, the Board of County Commissioners finds that the proposed water district formation is in compliance with the Capital Facilities Element of the County comprehensive plan, and its supporting documents;

Pursuant to RCW 57.04.030, the Board further finds that creation of the proposed district will be conducive to the public health, welfare and convenience and be of special benefit to the land within the proposed water district.

Section 3. Pursuant to RCW 57.04.050, the Pacific County Auditor is requested to call a special election within the proposed water district on February 19, 2008, at which a ballot proposition authorizing the proposed water district to be created shall be submitted to the voters for their approval or rejection. The ballot title of this proposition shall be as follows:

PROPOSITION NO. 1

The Board of County Commissioners adopted Resolution No. 2007-064 concerning formation of the North Beach Water District. This resolution approves a petition proposing formation of a new public water district in order to provide water service to all properties within the district. The district is generally located between the Pacific Ocean and Willapa Bay and between 295th on the north and 179th on the south excluding Sections 3, 10, and 15 of Township 11 North, Range 11 W., W.M., all as more particularly described in Resolution No. 2007-064. Should this proposition be approved?

WATER DISTRICT . . . YES []
WATER DISTRICT . . . NO []

Pursuant to RCW 57.12.030, the Pacific County Auditor shall call a special election of the initial district commissioners at the same election. The Pacific County Auditor shall provide for a special filing period for district commissioner candidates in accordance with RCW 57.12.030. The Pacific County Auditor shall give notice of the elections pursuant to RCW 57.04.050 and applicable election laws.

PASSED by the BOARD in regular session at South Bend, Washington, by the following vote, then signed by its membership and attested to by its Clerk in authorization of such passage the 23rd day of October 2007.

 3 YEA; 0 NAY; 0 ABSTAIN; and 0 ABSENT.

APPROVE AS TO FORM

/s/

David Burke, Prosecuting Attorney

PACIFIC COUNTY
BOARD OF COMMISSIONERS

/s/

Jon C. Kaino, Chair

/s/

Norman "Bud" Cuffel, Commissioner

ATTEST:

/s/

Kathy Noren, Clerk of the Board

/s/

Clay Harwood, Commissioner

PACIFIC COUNTY COMMISSIONERS

Jon Kaino
District #1

Norman "Bud" Cuffel
District #2

Clay Harwood
District #3



PACIFIC COUNTY COURTHOUSE
National Historic Site

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Naselle – (360) 484-7337
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CERTIFICATION

I, Kathy Noren, Clerk of the Board of County Commissioners of Pacific County, a Washington political subdivision and municipal corporation, do hereby certify that the foregoing is a true and correct copy of Resolution No.2007-064 of the Board of County Commissioners, duly passed by the County Commissioners on the 23rd day of October, 2007.

/s/

Kathy Noren
Clerk of the Board