File #: 2007-0091, **Version:** 2

Clerk 3/26/2007

AN ORDINANCE authorizing the executive to enter into an interlocal agreement with the city of Federal Way relating to the annexation of the East Federal Way Potential Annexation Area and transferring certain local parks, surface water facilities and property interests to the city.

STATEMENT OF FACTS:

1. King County's Annexation Initiative encourages the expedited annexation of all remaining urban unincorporated areas in order to achieve both financial stability in the current expense fund, and the regional land use vision set forth in the countywide planning policies.

2. The city of Federal Way has a large Potential Annexation Area ("PAA"), located to the east of the city with an estimated population of over twenty thousand three hundred residents.

3. The city intends to seek approval of the residents of the East Federal Way PAA to annex to the city, at an election in 2007 for an effective date, if approved by the voters, of not later than January 1, 2009.

4. To facilitate the transition of local government services delivery in the East Federal Way PAA and complete the transfer of local parks and local surface water management facilities and properties located within the East Federal Way PAA to the city upon annexation of said area, the city and county wish to enter into an interlocal agreement which addresses transfer of public records and transfer of ownership of local parks and surface water management facilities and properties, among other matters.

5. Consistent with Council Motion 12018, the agreement proposes the transfer of Annexation Incentive reserve funds to the city if the annexation is approved by the voters and accepted by the city, in the amount of $2,000,000 from the general fund annexation incentive reserve, $500,000 in Real Estate Excise Tax Fund II annexation incentive reserve, plus a commitment to complete road overlay improvements in the PAAs prior to annexation in an amount of $1,000,000.

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

SECTION 1. The county executive is hereby authorized to enter into an interlocal agreement, substantially in the form of Attachment A to this ordinance, with the city of Federal Way to provide for the transition of governmental services and property in the event of annexation, including but not limited to the transfer of $2,500,000 annexation incentive funding comprised of $2,000,000 of general fund annexation incentive reserve and $500,000 of Real Estate Excise Tax II annexation incentive reserve, the provision of $1,000,000 of road overlay improvements in the areas to be annexed, and to transfer the surface water drainage facilities and park properties as referenced therein. The executive is further authorized to enter into an interlocal agreement or agreements with Federal Way for the transfer of park properties substantially in the form of the Form of Parks and

Open Space Transfer Agreement that is included as Exhibit D to Attachment A to this ordinance.

10 days, not more than 25 days prior

area paper

news release/display format

Newspapers: Seattle Times and Federal Way News

Publish: 3/13/07 Seattle Times & 3/14/07 Federal Way News

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