

ORDINANCE 2004-586

AN ORDINANCE OF THE CITY OF MILL CREEK, WASHINGTON, DECLARING THE INTENT TO ANNEX THE CITY OF MILL CREEK INTO THE SNO-ISLE RURAL INTERCOUNTY LIBRARY DISTRICT, AND SUBMITTING TO THE QUALIFIED ELECTORS OF THE CITY AT AN ELECTION TO BE HELD THEREIN ON SEPTEMBER 14, 2004, IN CONJUNCTION WITH THE STATE PRIMARY ELECTION TO BE HELD ON THE SAME DATE, A PROPOSITION AUTHORIZING THE ANNEXATION OF THE CITY INTO THE SNO-ISLE RURAL INTERCOUNTY LIBRARY DISTRICT; AND ESTABLISHING AN EFFECTIVE DATE

WHEREAS, the City of Mill Creek has the authority under RCW 27.12.360 to initiate by ordinance the inclusion of the City into the Sno-Isle Rural Intercounty Library District (“Library District”); and

WHEREAS, the City Council desires that the City join the Library District and has directed the preparation of this Ordinance declaring its intent to annex into the Library District; and

WHEREAS, in accordance with RCW Chapter 27.12 the City Council has submitted this Ordinance to the City's own Library Board for its review and recommendations; and

WHEREAS, the City's own Library Board and the Library District Library Board concur with the intent to annex the City into the Library District; and

WHEREAS, in accordance with RCW Chapter 27.12 the City Council desires to place a proposition before the voters of the City to authorize such annexation, and desires to request that Snohomish County take all necessary steps to do so in time for said proposition to be placed on the September 14, 2004 primary election ballot; and

WHEREAS, upon annexation the City would become part of the Library District, the real property within the City would subject to taxation by the District, and the City could terminate its current operations contract with the Library District effective December 31, 2005; and

WHEREAS, the City Council finds for all of those reasons that the public interest will be served thereby;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MILL CREEK ORDAINS AS FOLLOWS:

Section 1. The City Council hereby declares its intent to join and be annexed into the Library District and finds that the public interest will be served thereby.

Section 2. The City Council finds that this Ordinance has been submitted to the City's own Library Board and the Library Board for the Library District and finds that each concurs with the annexation of the City into the Library District.

Section 3. The Snohomish County Council is requested to authorize by resolution the Snohomish County Auditor to call and conduct an election to be held in the City in the manner provided by law on September 14, 2004, in conjunction with the State primary election to be held on the same date, during the hours provided by law, for the purpose of submitting to the qualified electors of the City for their approval or rejection a proposition in substantially the following form:

"Shall the City of Mill Creek be annexed to and be a part of the Sno-Isle Rural Intercounty Library District?"

Section 4. The City Clerk is hereby authorized and directed to promptly furnish to the Snohomish County Council and Snohomish County Auditor a certified copy of this Ordinance upon adoption.

Section 5. If any section, sentence, or clause of this Ordinance is ruled invalid by a court of competent jurisdiction, the remaining portion of this Ordinance shall remain valid and be in full force and effect.

Section 6. This Ordinance shall be in full force and effect five (5) days after publication of the attached summary, which is hereby approved.

APPROVED this _____ day of May, 2004 by a vote of _____ for, _____ against, and _____ abstaining.

Approved:

TERRY Q. RYAN, MAYOR

Attest/Authenticated:

KELLY M. HENNESSEY, CITY CLERK

Approved as to form:
SHORT CRESSMAN & BURGESS PLLC

SCOTT M. MISSALL, CITY ATTORNEY

Filed with the City Clerk: _____
Passed by the City Council: _____
Published: _____
Effective Date: _____
Ordinance No. _____