

**CITY OF STEVENSON, WASHINGTON
ORDINANCE NO. 2024-1221**

**AN ORDINANCE OF THE CITY OF STEVENSON, WASHINGTON, ASSUMING THE
RIGHTS, POWERS, FUNCTIONS AND OBLIGATIONS OF THE STEVENSON
TRANSPORTATION BENEFIT DISTRICT PURSUANT TO RCW 36.74**

Whereas, City Council of the City of Stevenson has adopted ordinance 2024-1219 creating the Stevenson Transportation Benefit District with the same boundaries as the City limits; and

Whereas, the RCW 36.74 provides “any city or county in which a transportation benefit district has been established pursuant to chapter 36.73 RCW with boundaries coterminous with the boundaries of the city or county may by ordinance or resolution of the city or county legislative authority assume the rights, powers, functions, and obligations of the transportation benefit district in accordance with this chapter”; and

Whereas, the City Council of the City of Stevenson adopted Resolution 2024-439 indicating the intention of the City to conduct a hearing concerning the assumption of the rights, powers, functions and obligations of the Stevenson Transportation Benefit District; and

Whereas, the City Council of the City of Stevenson held a public hearing concerning the assumption of the rights, powers, functions and obligations of the Transportation Benefit District on September 19, 2024; and

Whereas, the City Council finds the public interest and welfare is satisfied by the City assuming the rights, powers, immunities, functions, an obligations of the Stevenson Transportation Benefit District; and

Whereas, after the public hearing, the City Council voted to assume the rights, powers, functions, and obligations of the Stevenson Transportation Benefit District.

NOW, THEREFORE, the City Council of the City of Stevenson do hereby ordain as follows:

Section 1. Findings. The City Council makes the following findings to support the actions described herein:

A. Background

1. Chapter 36.74 RCW provides the authority for the City of Stevenson to take over and assume rights, powers, functions, and obligations of the Stevenson Transportation Benefit District.
2. This action will significantly simplify the administration and of the funds collected for streets for greater efficiency of government.
3. The Stevenson Transportation Benefit District has not yet collected any funds, does not have any contracts, has not committed to any projects, and has not spent any funds, which simplifies the transfer of authority.
4. The Stevenson Transportation Benefit District as of yet does not have any assets, further simplifying the transfer of authority.

Section 2. Assumption of the Stevenson Transportation Benefit District. The City hereby assumes all rights, powers, immunities, functions, and obligations of the Stevenson Transportation Benefit District and the City of Stevenson is hereby vested with every right, power, immunity, functions, an obligation currently granted to or possessed by the Stevenson Transportation Benefit District.

Section 3. Severability. If any section, sentence, clause, or phase of this ordinance should be held to be invalid or unconstitutional in a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity of any other section, sentence, clause or phrase of this ordinance.

Section 4. Effective Date. This ordinance shall take effect and be in force five (5) days after its publication as provided by law.

PASSED BY THE CITY COUNCIL this _____ day of _____, 2024.

Scott Anderson, Mayor

APPROVED AS TO FORM:

ATTEST:

Robert Muth
City Attorney

Leana Kinley, City Clerk