

RESOLUTION NO. R2025-011

A RESOLUTION of the City Council of the City of Tumwater, Washington, establishing intent to annex certain contiguous property located adjacent to 93rd Avenue SW and Case Road SW in Thurston County, Washington, to the City of Tumwater.

WHEREAS, on March 18, 2025, pursuant to RCW 35A.14.120, Nathan Waunch and H. John and Diane Elwin, the owner of not less than ten percent (10%) in value according to the assessed valuation for general taxation of the property hereinafter described, notified the Tumwater City Council of their intent to commence proceedings for the annexation to the City of Tumwater of said property; and

WHEREAS, on April 15, 2025, the General Government Committee was briefed on the request for annexation and scheduled and placed the ten percent annexation petitions on the May 6, 2025, City Council consideration calendar; and

WHEREAS, on May 6, 2025, at a regularly scheduled meeting, the City Council met with the initiating parties and accepted the proposal to annex, determined the proposed annexation boundaries, and determined that properties within the newly annexed area will assume a proportionate share of indebtedness; and

WHEREAS, on June 3, 2025, the Thurston County Assessor certified that the petition to annex meets the sufficiency requirements of RCW 35A.01.040, including the requirement that it be signed by owners of more than sixty percent (60%) in value according to the assessed valuation for general taxation of said property; and

WHEREAS, on July 9, 2025, said petition was thereafter filed with the City Council; and

WHEREAS, on July 9, 2025, the General Government Committee scheduled a public hearing with the City Council on the proposed annexation for August 19, 2025; and

WHEREAS, the Tumwater City Clerk caused Notice of Public Hearing on the petition for annexation to be posted and published in the manner provided by law; and

WHEREAS, the annexation is consistent with the City of Tumwater adopted annexation policies, the County-wide Planning Policies, and the Joint Plan adopted by Thurston County and the City of Tumwater; and

WHEREAS, on August 19, 2025, a public hearing on said petition for annexation was held in the City Council Chambers of the City Hall; and the City Council, having

determined that the annexation of the hereinafter described property to the City of Tumwater would be in the public interest and for the public welfare and in the best interest of the City of Tumwater and the residents thereof;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TUMWATER AS FOLLOWS:

Section 1. The Tumwater City Council hereby declares its intent to annex the property described in Exhibit A and depicted in Exhibit B attached hereto and by this reference incorporated herein as if fully set forth,

Section 2. It is hereby further declared that upon annexation, the property described in Section 1 above shall be subject to existing indebtedness of the City of Tumwater. Zoning and land use designations shall be applied which are consistent with the Tumwater Comprehensive Plan. The Airport Overlay Zone shall be applied pursuant to the Tumwater Municipal Code and the Tumwater Comprehensive Plan. The Aquifer Protection Overlay Zone shall also be applied to the property described in Section 1 above.

Section 3. Upon the Thurston County Boundary Review Board's approval of this annexation, the city attorney is directed to prepare an ordinance for council consideration annexing said property to the City of Tumwater.

Section 4. Severability. The provisions of this Resolution are declared separate and severable. The invalidity of any clause, sentence, paragraph, subdivision, section, or portion of this Resolution or the invalidity of the application thereof to any person or circumstance, shall not affect the validity of the remainder of the Resolution, or the validity of its application to other persons or circumstances.

Section 5. Effective Date. This Resolution shall become effective immediately upon adoption and signature as provided by law.

RESOLVED this ____ day of _____, 20____.

CITY OF TUMWATER

Debbie Sullivan, Mayor

ATTEST:

Melody Valiant, City Clerk

APPROVED AS TO FORM:

Karen Kirkpatrick, City Attorney

Exhibit “A”

Property #1

1020 93rd Avenue, SW, Tumwater, WA

Thurston County Assessor Number: 12715420203

Approximate Number of Acres: 4.87 (10.74 total annexation area)

LEGAL DESCRIPTION

THE WEST 300 FEET OF THE SOUTH 726 FEET OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 15, TOWNSHIP 17 NORTH, RANGE 2 WEST, W.M.; EXCEPTING THEREFROM THE SOUTH 30 FEET FOR COUNTY ROAD KNOWN AS LATHROP ROAD.

Property #2

93rd Avenue, SW, Tumwater, WA

Thurston County Assessor Number: 12715430400

Approximate Number of Acres: 5.87 (10.74 total annexation Area)

LEGAL DESCRIPTION

THAT PORTION OF THE SOUTHEAST QUARTER OF SECTION 15, TOWNSHIP 17 NORTH, RANGE 2 WEST, W.M., SHOWN AS TRACT 1 OF SURVEY RECORDED MARCH 20, 1979 UNDER FILE NO. 1071074, IN THURSTON COUNTY, WASHINGTON. SITUATE IN THE COUNTY OF THURSTON, STATE OF WASHINGTON.

Exhibit "B"

Property #1



Property #2

