

# **FIRE PROTECTION DISTRICT NO. 3**

**THURSTON COUNTY, WASHINGTON**

**(Lacey Fire District # 3)**

## **A R E S O L U T I O N**

### **RESOLUTION NUMBER 801-12-09**

**A RESOLUTION OF THE BOARD OF FIRE COMMISSIONERS, FIRE PROTECTION DISTRICT NO. 3, THURSTON COUNTY, CONCURRING WITH THE CITY OF LACEY TO INITIATE THE ANNEXATION OF THE CITY OF LACEY TO FIRE PROTECTION DISTRICT NO. 3 (LACEY FIRE DISTRICT # 3); FINDING THAT THE PUBLIC INTEREST WILL BE SERVED THEREBY; REQUESTING THE APPROVAL OF THE THURSTON COUNTY COMMISSIONERS AND PLACEMENT OF THE ANNEXATION PROPOSITION ON THE BALLOT FOR THE APRIL 2010 ELECTION, OR AS SOON THEREAFTER AS PROVIDED BY LAW; AND AUTHORIZING AN INTERLOCAL AGREEMENT WITH THE CITY OF LACEY**

**WHEREAS**, pursuant to RCW 52.04.061, the process of city annexation to a fire district for service is initiated by an ordinance of a city stating the city's intent to join and annex into the fire district, finding that the public interest will be served thereby; and

**WHEREAS**, having reviewed the options for the continued provision of fire and emergency medical service to the residents of the City of Lacey ("City"), the City Council has initiated the process for annexation of the City to Fire Protection District No. 3, Thurston County (Lacey Fire District Three, "Fire District") for such services; and

**WHEREAS**, on December 17, 2009, the City Council of the City of Lacey passed its Ordinance No. 1341 for the annexation, including the City's finding that the public interest will be served by annexation of the City to the Fire District; and

**WHEREAS**, the Fire District has considered the proposed annexation of the City to the Fire District and concurs with the annexation; and

**WHEREAS**, the Fire District finds that an Interlocal Agreement for annexation of the City of Lacey into Thurston County Fire Protection District No. 3, to provide for coordination of the activities of the City and the Fire District is necessary and appropriate to accommodate such annexation; and

**WHEREAS**, following the effective date of City Ordinance No. 1341, notification shall be transmitted to the Thurston County Commissioners, which shall then call a special election to be held in the City and District at the time and in the manner provided in RCW 52.04.071; and

**WHEREAS**, the City shall act as the lead agency to satisfy the requirements of SEPA, and shall present the matter to the Washington State Boundary Review Board for Thurston County, on behalf of and in cooperation with the Fire District, as needed;

**NOW, THEREFORE**

**BE IT RESOLVED** by the Board of Fire Commissioners, Fire Protection District No. 3, Thurston County, Washington, as follows:

**Section 1.**     **Declaration and Finding.** Fire Protection District No. 3, Thurston County, Washington, declares and finds that annexation of the City to the Fire District is in the public interest.

**Section 2.**     **District Concurrence.** Pursuant to RCW 52.04.061, the Board of the Fire District concurs with the proposed annexation of the City to the Fire District. On or before the effective date of the City ordinance calling for the annexation of the City to the Fire District, the City is authorized to file a Notice of Intention with the Washington State Boundary Review Board for Thurston County (“BRB”) as required by RCW 36.93.090, after completing such environmental review as may be necessary or appropriate pursuant to the State Environmental Policy Act (SEPA). The City shall act as the “lead agency” under SEPA. The District shall coordinate and cooperate with the City in the BRB proceedings.

**Section 3.**     **Notification to County Commissioners – Election.** This resolution constitutes a call for an election on the annexation ballot proposition, consistent with Chapter 52.04 RCW. The District Secretary is hereby authorized and directed to notify the Thurston County Commissioners of the City and Fire District acceptance of the annexation proposal and to request that the Thurston County Commissioners call a special election for the annexation proposition to be held on April 27, 2010 (and any appeal thereof), assuming that the annexation proposition is approved by the BRB.

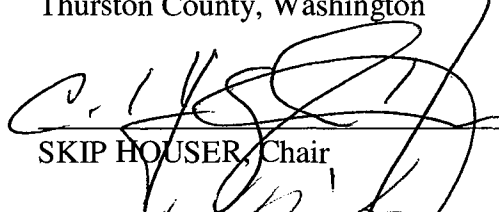
**Section 4.**     **Interlocal Agreement Authorized.** That certain Interlocal Agreement for Annexation of the City of Lacey into Thurston County Fire Protection District No. 3, as approved by the City in Ordinance No. 1341, and attached hereto, is hereby authorized and approved. The Chairman of the Board of Fire Commissioners is hereby authorized to execute the Interlocal Agreement for and on behalf of the District.

**Section 5.**     **Severability.** If any one of more sections, subsections, or sentences of this resolution are held to be invalid, such invalidity shall not affect the validity and enforceability of the remaining portion of this resolution and the same shall remain in full force and effect.

**Section 6.**     **Filing.** A certified copy of this Resolution shall be filed with the Thurston County Commissioners and the Boundary Review Board of Thurston County.

**MOVED AND PASSED** at a special meeting of the Board of Fire Commissioners for Fire Protection District No. 3 on December 18, 2009, of which all Commissioners were notified and all were present and voting.

BOARD OF FIRE DISTRICT COMMISSIONERS  
Lacey Fire District Three  
Thurston County, Washington



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SKIP HOUSER, Chair



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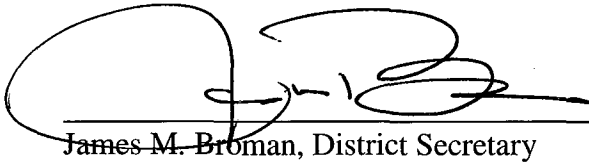
JOHN CHRISTIANSEN, Vice Chair



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FRANK KIRKBRIDE, Commissioner

Attest:



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James M. Broman, District Secretary