



WASHINGTON STATE BOUNDARY REVIEW BOARD FOR YAKIMA COUNTY

128 North Second Street
Fourth Floor Courthouse
Yakima, Washington 98901

(509) 574-2300 • FAX (509) 574-2301

Date: May 4, 2021

TO: Boundary Review Board Members, Corporate Counsel, City of Sunnyside, Board of County Commissioners, Assessor, Treasurer, Elections Division, Sheriff's Office, Public Services (Director, Planning, Building & Fire Safety, Code Enforcement, Environmental Services, Water Resources, GIS), County Roads, Sunnyside School District, Fire District #5, Sunnyside Valley Irrigation District, Yakima Valley Libraries, Yakima Valley Conference of Governments, South Yakima Conservation District, Bureau of Indian Affairs, Yakama Nation

FROM: Aman Walia
Chief Clerk - Boundary Review Board

SUBJ: File No.: BRB2021-00001, City of Sunnyside – Paul Annexation

Enclosed is the Notice of Intention packet that proposes the annexation into the City of Sunnyside of approximately 12.46 acres having an assessed valuation of \$43,600. The annexation is known as the **“Paul Annexation”**.

The 45-day review period for this proposed annexation expires **June 18, 2021**.

Any governmental unit affected by this proposed annexation may compel the Board's review of this proposal by filing a request for review with the Chief Clerk by the expiration date in accordance with RCW 36.93.100(2). Certain registered voters and property owners may compel review in accordance with RCW 36.93.100(3) and (4).

Enclosure: Notice of Intention

Yakima County ensures full compliance with Title VI of the Civil Rights Act of 1964 by prohibiting discrimination against any person on the basis of race, color, national origin, or sex in the provision of benefits and services resulting from its federally assisted programs and activities. For questions regarding Yakima County's Title VI Program, you may contact the Title VI Coordinator at 509-574-2300.

If this letter pertains to a meeting and you need special accommodations, please call us at 509-574-2300 by 10:00 a.m. three days prior to the meeting. For TDD users, please use the State's toll free relay service 1-800-833-6388 and ask the operator to dial 509-574-2300.

WASHINGTON STATE BOUNDARY REVIEW BOARD FOR YAKIMA COUNTY

NOTICE OF INTENTION FILING INSTRUCTIONS

Please submit this Notice of Intention form and the Exhibits listed below to the Boundary Review Board Office: 128 N. 2nd Street, 4th Floor, Yakima, WA 98901, for determination of sufficiency by the Chief Clerk of the Board. Please submit the original and the required \$50.00 filing fee. When deemed sufficient, the original and 25 copies of the Notice and exhibits shall be submitted.

The Notice of Intention is to be completed by an elected official or employee of the governmental jurisdiction that is seeking the proposed annexation or boundary change or the proponent in the case of incorporation or formation.

The following items must be submitted and labeled as follows:

- **EXHIBIT A** A copy of the legal description of the boundaries of the area involved in the proposed action certified by the Yakima County Public Services Division.
- **EXHIBIT B** A Yakima County Assessor's map on which the boundary of the area involved in the proposal and the size in acres must be clearly indicated. Include a list of all parcel numbers for lots in proposed area.
- **EXHIBIT C** A vicinity map or series of maps no larger than 11 x 17 and reproducible on a non-color photocopier displaying: ****NOTE: Original should be in color.****
 1. The boundary of the area involved in the proposal and the size in acres.
 2. The current corporate boundaries of the proposing entity.
 3. Existing water & sewer service area boundaries of the proposing entity.
 4. Major physical features such as streets and highways, railways public facilities, etc.
 5. The boundaries of cities or special purpose districts having jurisdiction in or near the proposed area.
 6. The location of the nearest service point(s) for the required utility services to the area. Show existing and proposed water/sewer lines and diameter.
 7. The Yakima County zoning, Comprehensive Plan designation, Urban Growth Area Boundary, and proposed city plan and zoning designations.
 8. Floodways or floodplains.
- **EXHIBIT D** Documentation of the process: certified copy of the petition; proof of assessed valuation; affidavit of publication of public hearing notice; copy of the minutes of public hearing; a signed and certified copy of the resolution accepting the proposal as officially passed.
- **EXHIBIT E** A copy of the Threshold Determination and completed SEPA checklist pertaining to the proposed BRB action with full explanations. Include the list of persons who were sent the checklist and all written comments from governmental agencies and the general public.

NOTE: *This is NOT to be completed by municipalities for annexation purposes.*
- **EXHIBIT F** A copy of any Interlocal agreements entered into under RCW 39.34 (Interlocal Cooperation Act) and under RCW 36.115 (Service Agreements) establishing which jurisdictions should provide various local government services and facilities and how those services and facilities will be financed.

MUNICIPAL INCORPORATIONS: Exhibits A, B, C, a certified copy of assessed valuation and a certified copy of the petition calling for the incorporation as required.

WASHINGTON STATE BOUNDARY REVIEW BOARD FOR YAKIMA COUNTY

NOTICE OF INTENTION

for office use only:

BRB FILE # BRB2021 – 00001

1. Name of City, Town or special purpose district: City of Sunnyside
2. Action Sought:

<input checked="" type="checkbox"/>	Annexation
<input type="checkbox"/>	Formation of a Special Purpose District
<input type="checkbox"/>	Incorporation
<input type="checkbox"/>	Other Boundary Change
<input type="checkbox"/>	Merger/Consolidation of Special Purpose District
<input type="checkbox"/>	Dissolution of Special Purpose District
<input type="checkbox"/>	Water or Sewer Extension _____ Size of Water Line _____ Sewer Line
3. This proposal shall be known as: Paul Annexation
4. Driving directions to location of proposed action: Take Interstate 82 south to Exit 67, then turn south on Midvale Road to the intersection of Midvale Road and Emerald, the west on Emerald Road 1,000 feet to the site on the south side of Emerald Road.
5. Briefly describe proposal: Annexation of 12.46 Acres
6. Method used to initiate the proposed action: ☒ Petition ☐ Election ☐ Resolution
7. State statute under which action is sought: RCW 35A.14.120

FACTORS THE BOARD MUST CONSIDER

POPULATION AND LAND USE:

1. Provide the following information:

POPULATION OF PROPOSED AREA			POPULATION OF EXISTING ENTITY	
	EXISTING	10-YEAR PROJECTION	EXISTING	10-YEAR PROJECTION
People	0	0	17,070	18,271
Residences	0	Unknown	4542	5,144
Businesses	0	Unknown	NA	NA

2. What source is the basis for this projection information? Yakima County, U.S. Census
3. Acres within the proposed area 12.46. Acres within existing entity 4855
4. Assessed valuation of proposed area \$43,600 of existing entity \$563,022,999.
5. Existing land use of the proposed area: Agricultural
6. Existing land use of the area surrounding the proposal: Agricultural, Residential and Commercial.
7. Are all surrounding & interior roads included in the annexation? ☐ Yes ☒ No

If no, why not? Already in city limits.

8. Is there new residential, commercial, or industrial development that is associated with this proposal? No
If yes, describe any projects being considered or proposed: _____

9. If the proposal is approved, will there be land use changes within the next 18 months?

- o Land Use None proposed
- o Zoning No
- o Comprehensive Plan No.

10. Has the proposed area been the subject of land use action by Yakima County? No

If so, please explain _____

11. a. Yakima County Comprehensive Plan designation for the proposed area: Urban Industrial

b. For surrounding areas: Urban Industrial

c. Yakima County Zoning for the proposed area: M-1 Light Industrial

d. For surrounding areas: M-1 Light Industrial

12. Is this proposal consistent with the coordinated water system plan, if any? ☒ Yes ☐ No

13. Does your jurisdiction have an adopted comprehensive plan? Yes Date Adopted: 2007

14. Describe how this proposal is consistent with the adopted comprehensive plan: The are proposed to annexed is located within the Urban Growth Area for the City of Sunnyside and the proposed zoning when the property is annexed is consistent with the City Comprehensive Plan and the Comprehensive Plan for Yakima County.

a. Proposed city zoning upon annexation: M-1 Light Industrial

15. Has any portion of this area been previously reviewed by the Boundary Review Board? No

Explain _____

16. Describe the following as required by RCW 36.93.170 and the effects on land use, accessibility and potential development:

a. Topography: Flat

b. Natural Boundaries: City Limits

c. Drainage Basins: None

17. Is the proposed area within the Urban Growth Area for your municipality? Yes

MUNICIPAL SERVICES

1. What services will be provided in the proposed area?

	EXISTING PROVIDER	PROPOSED PROVIDER	TIME FRAME for SERVICES	HOW FINANCED
Water	None	City of Sunnyside	When utilities request	By developer
Sewer	None	City of Sunnyside	When utilities request	By developer
Fire	Fire District 5	City of Sunnyside	Upon Annexation	By City of Sunnyside
Stormwater	City of Sunnyside	City of Sunnyside	Now	By City of Sunnyside
Roads	City of Sunnyside	City of Sunnyside	Now	By City of Sunnyside
Parks	Yakima County	City of Sunnyside	Upon annexation	By City of Sunnyside
Police	Yakima County	City of Sunnyside	Upon annexation	By City of Sunnyside
School	Sunnyside School District	Sunnyside School District	Same	Same
Library	Yakima Valley Libraries	Yakima Valley Libraries	Same	Same

2. Does your jurisdiction have a current Capital Facilities Plan? Yes
Does it consider the proposed area? Yes
3. Describe the effect your jurisdiction's ordinances, governmental codes, regulations and resolutions will have on existing uses in the proposed area: The property is currently vacant and used for agricultural.
4. Describe the probable future needs for services and additional regulatory controls in the area? As the property develops in the future there will be need for additional service. Those need will be dependent on the type and scale of development.
5. Describe the probable effects of the proposal on the cost and adequacy of services and regulatory controls:
 - a. In the proposed area? Minimal
 - b. In the adjacent area? Minimal
6. Estimate the following to be incurred under the proposal:

a. Proponent Expenditures to be incurred:	\$ <u>NA</u>
b. Proponent Revenues to be gained:	\$ <u>\$66.00</u>
c. County Revenue Lost:	\$ <u>52.85</u>
d. County Expenditure Reduction:	\$ <u>None</u>
e. Fire District Revenue Lost:	\$ <u>50.36</u>
f. Fire District Expenditure Reduction:	\$ <u>None</u>
g. Financial Impact to Special Districts (library, parks, hospital):	\$ <u>None</u>
7. What is the future impact of your proposal on the school district? None

ENVIRONMENTAL INFORMATION

1. Is there an existing environmental review pertinent or related to this proposal? ☐ Yes ☒ No
If No, answer questions 2 through 5.
2. Expected impact of any proposed development to adjacent roads and highways: None
3. Expected impact of any proposed development on air quality: None

4. Does the area under consideration contain "critical areas"? (floodplain, wetland, steep slope wildlife habitat area, etc.); None
5. Please describe any potential adverse impacts that could occur upon development None

OBJECTIVES OF THE BOUNDARY REVIEW BOARD

Describe fully which objectives of RCW 36.93.180 this proposal meets and which objectives this proposal does not meet. Please give your reasons for each of the objectives chosen:


1. Preservation of natural neighborhoods and communities: The annexation area is within the City of Sunnyside Urban Growth Area.
2. Use of physical boundaries, including but not limited to bodies of water, highways, and land contours: Yes, the annexation boundary on one sides by an existing roads and on another side by a drain.
3. Creation and preservation of logical service areas: Extending City services within the approved Urban Growth Area.
4. Prevention of abnormally irregular boundaries: Completing the boundaries of the Urban Growth Area.
5. Discouragement of multiple incorporations of small cities and encouragement of incorporation of cities in excess of ten thousand (10,000) population in heavily populated urban areas: NA
6. Dissolution of inactive special purpose districts; NA
7. Adjustment of impractical boundaries; NA
8. Incorporation as cities or towns or annexation to cities and towns of unincorporated areas which are urban in character: the location of the area in the annexation is adjacent to urban areas and will continue expansion in the Urban Growth Area
9. Protection of agricultural and rural lands which are designated for long term productive agricultural and resource use by a comprehensive plan adopted by the county legislative authority: Property is designated for industrial use and not designed as long term agricultural.

EXHIBITS

See attached **Notice of Intention Filing Instructions** for explanation of Exhibits A, B, C, D, E, and F. Applicable Exhibits must accompany the Notice of Intention document.

I certify that the above is true and accurate, and that I am an official or employee of the governmental jurisdiction seeking boundary change action or the proponent for the incorporation or formation.

Dated this 29th day of April, 2021.


Signature

Mike Shuttleworth
Name of person completing this form

Planning and Community Development Supervisor
Title

(509) 836-6393
Phone Number

(509) 836-6383
Fax Number

City of Sunnyside, 818 East Edison Avenue, Sunnyside, WA 98944
Mailing Address

Names and Addresses of other persons who should receive correspondence from the BRB in regard to this Notice:



Yakima County Roads

Matt Pietrusiewicz P.E. - County Engineer

128 North Second Street • Fourth Floor Courthouse • Yakima, Washington 98901
(509) 574-2300 • 1-800-572-7354 • FAX (509) 574-2301 • www.co.yakima.wa.us

April 19th, 2021

City of Sunnyside
ATTN: Mike Shuttleworth
818 East Edison Avenue
Sunnyside, WA 98944

RE: Legal Description Certification – Tax Parcel 220902-11010

As requested in your letter dated April 19th, 2021 the legal description for tax parcel 22090211010 and the accompanied map have been reviewed and certified to be true and accurate for the purpose of annexation. The documents reviewed have been attached for ease and clarity.

If you need any further assistance, please contact me at (509) 574-2300.

Sincerely,

Matt Pietrusiewicz, P.E.
Yakima County Engineer

EXHIBIT A

Yakima County ensures full compliance with Title VI of the Civil Rights Act of 1964 by prohibiting discrimination against any person on the basis of race, color, national origin, or sex in the provision of benefits and services resulting from its federally assisted programs and activities. For questions regarding Yakima County's Title VI Program, you may contact the Title VI Coordinator at 509-574-2300.

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Planning & Community Development

818 East Edison Avenue
Sunnyside, Washington 98944
(509) 837-7999 Office, (509) 836-6383 Fax

April 19, 2021

Yakima County Engineer
128 North Second Street
Yakima, WA 98901

RE: Legal Description for an Annexation Petition – Tax Parcel: 22090211010

The City of Sunnyside is processing an annexation request for 1 parcel of approximately 12.46 acres found on the south side of Emerald Road, west of the intersection of Emerald Road and Midvale Road. Enclosed herein please find map and legal description for the proposed annexation. Please determine if the legal description is correct and accurate.

If you have any questions or require additional documentation please please contact me at (509) 836-6393.

Thank you in advance for your assistance.

Sincerely,

A handwritten signature in blue ink, appearing to read "Mike Shuttleworth".

Mike Shuttleworth
Planning & Community Development Supervisor

Legal Description Tax Parcel 22090211010

**That portion of the Northeast Quarter of the Northeast Quarter of Section 2, Range 22,
Township 9, lying West of the Waste Drain.**

City of Sunnyside



4/19/2021, 8:53:03 AM

1:9,028

World Imagery

Low Resolution 15m Imagery

High Resolution 60cm Imagery

High Resolution 30cm Imagery

Citations

2.4m Resolution Metadata

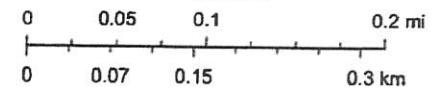
Taxlots

Street Names

City Limits

Urban Growth Boundary

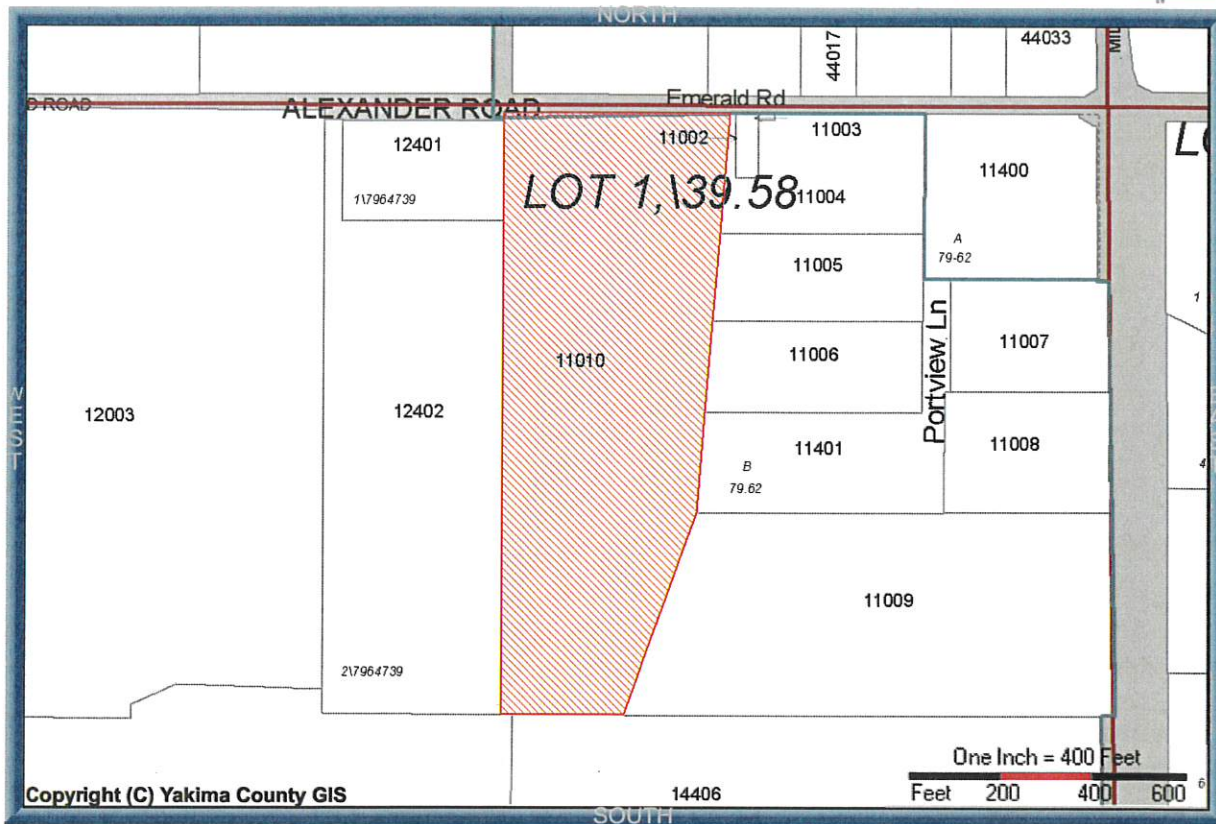
Annexations



Esri Community Maps Contributors, City of Yakima, WA State Parks GIS,

Yakima County GIS

Esri Community Maps Contributors, City of Yakima, WA State Parks GIS, Esri Canada, Esri, HERE, Garmin, SafeGraph, INCREMENT P, METI/NASA, USGS, Bureau of Land Management, EPA, NPS, US Census Bureau, USDA | Yakima county boundary is from the



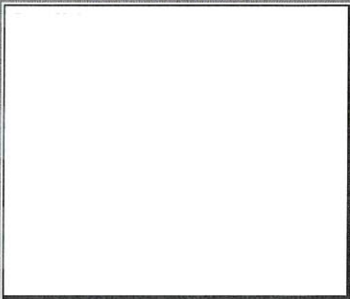
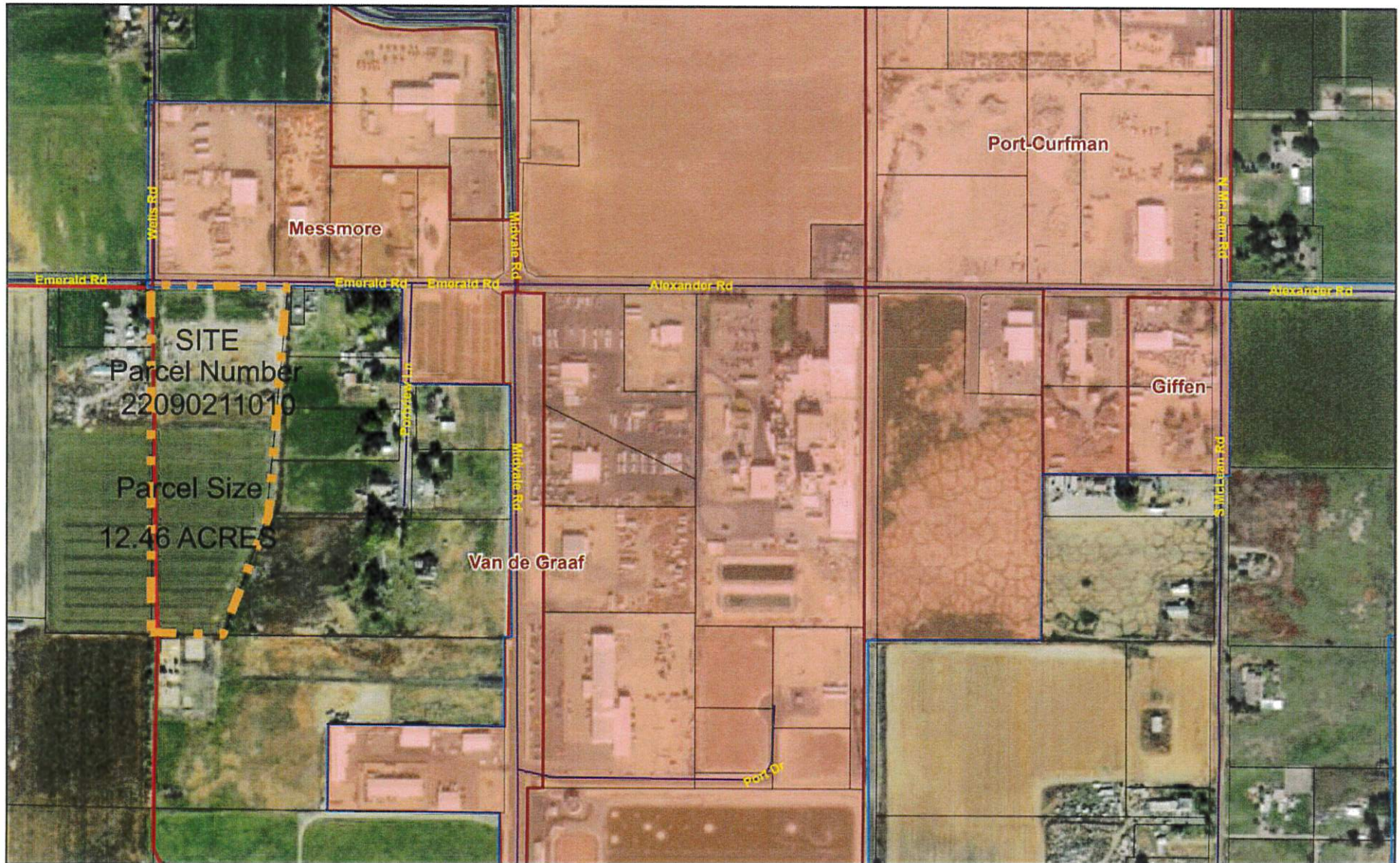
PROPERTY PHOTO		PROPERTY INFORMATION	
		Parcel Address: EMERALD RD W-MIDVAL, ,WA	
		Parcel Owner(s): BRUCE R & SHARON PAUL	
		Parcel Number: <u>22090211010</u>	Parcel Size: 12.46 Acre(s)
		Property Use: 81 Agricultural Not Current Use	
		TAX AND ASSESSMENT INFORMATION	
Tax Code Area (TCA): <u>463</u>		Tax Year: 2021	
Improvement Value: \$0		Land Value: \$43600	
CurrentUse Value: \$0		CurrentUse Improvement: \$0	
New Construction: \$0		Total Assessed Value: \$43600	
OVERLAY INFORMATION			
Zoning: M-1		Jurisdiction: County	
Urban Growth Area: Sunnyside		Future Landuse Designation: (Yakima County Plan 2015)	
FEMA: <div>FEMA Map</div>		FIRM Panel Number: 53077C1895D	
LOCATION INFORMATION			
+ Latitude: 46° 18' 01.334"		+ Longitude: -120° 1' 28.538"	
		Range: 22 Township: 09 Section: 02	
Narrative Description: TH PT OF NE1/4 NE1/4 LY W OFWASTE DRAIN			
DISCLAIMER			
MAP AND PARCEL DATA ARE BELIEVED TO BE ACCURATE, BUT ACCURACY IS NOT GUARANTEED; THIS IS NOT A LEGAL DOCUMENT AND SHOULD NOT BE SUBSTITUTED FOR A TITLE SEARCH, APPRAISAL, SURVEY, FLOODPLAIN OR ZONING VERIFICATION			

EXHIBIT B

City of Sunnyside



4/19/2021, 11:28:44 AM

1:9,028

World Imagery

Low Resolution 15m Imagery

High Resolution 60cm Imagery

High Resolution 30cm Imagery

Citations

2.4m Resolution Metadata

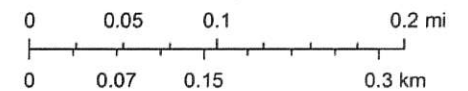
Taxlots

Street Names

City Limits

Urban Growth Boundary

Annexations



Esri Community Maps Contributors, City of Yakima, WA State Parks GIS,

Yakima County GIS

Esri Community Maps Contributors, City of Yakima, WA State Parks GIS, Esri Canada, Esri, HERE, Garmin, SafeGraph, INCREMENT P, METI/NASA, USGS, Bureau of Land Management, EPA, NPS, US Census Bureau, USDA | Yakima county boundary is from the



4/19/2021, 11:28:44 AM

World Imagery

Low Resolution 15m Imagery

High Resolution 60cm Imagery

High Resolution 30cm Imagery

Citations

2.4m Resolution Metadata

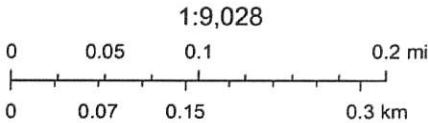
Taxlots

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City Limits

Urban Growth Boundary

Annexations



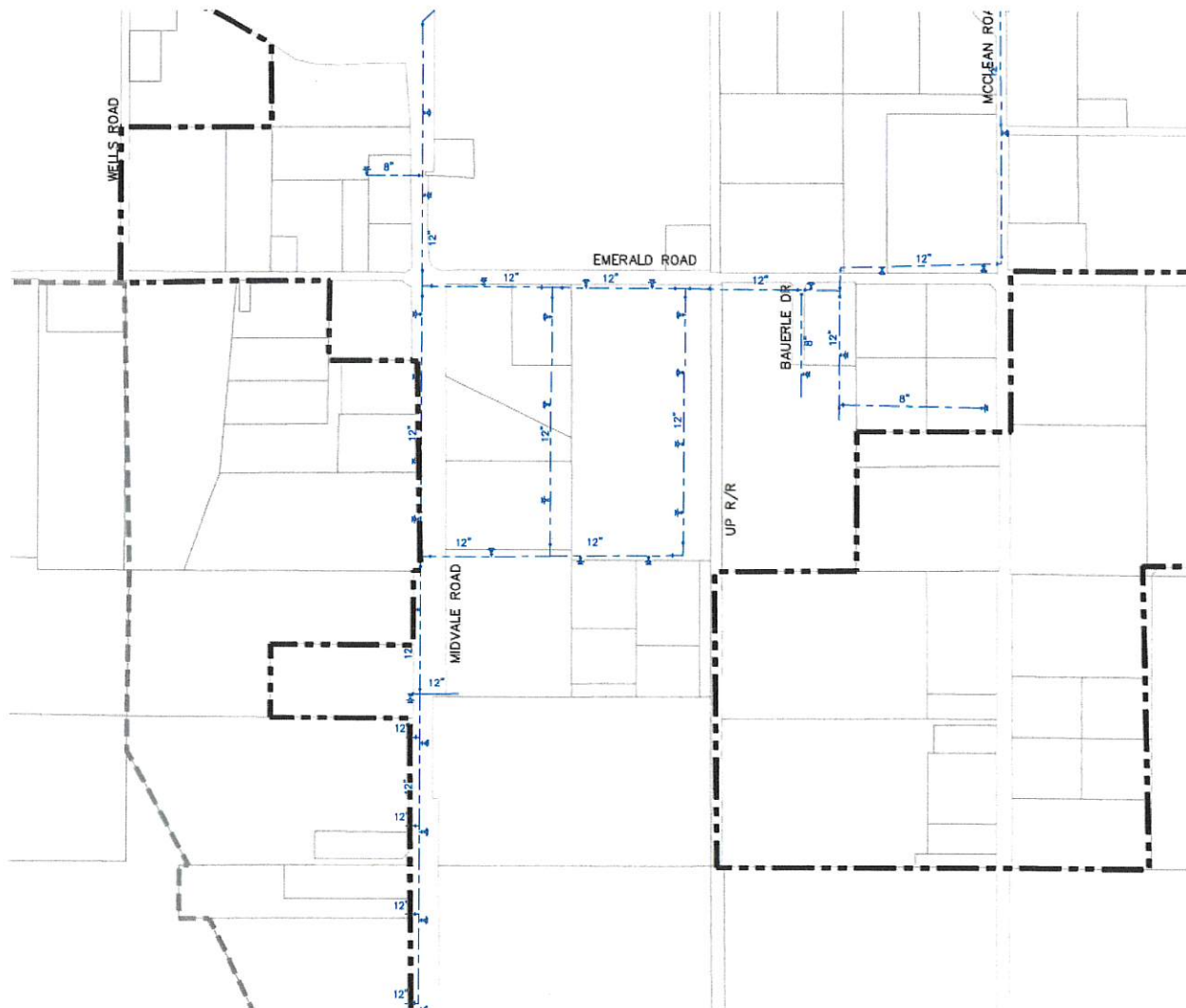
Esri Community Maps Contributors, City of Yakima, WA State Parks GIS,

Yakima County GIS

LEGEND

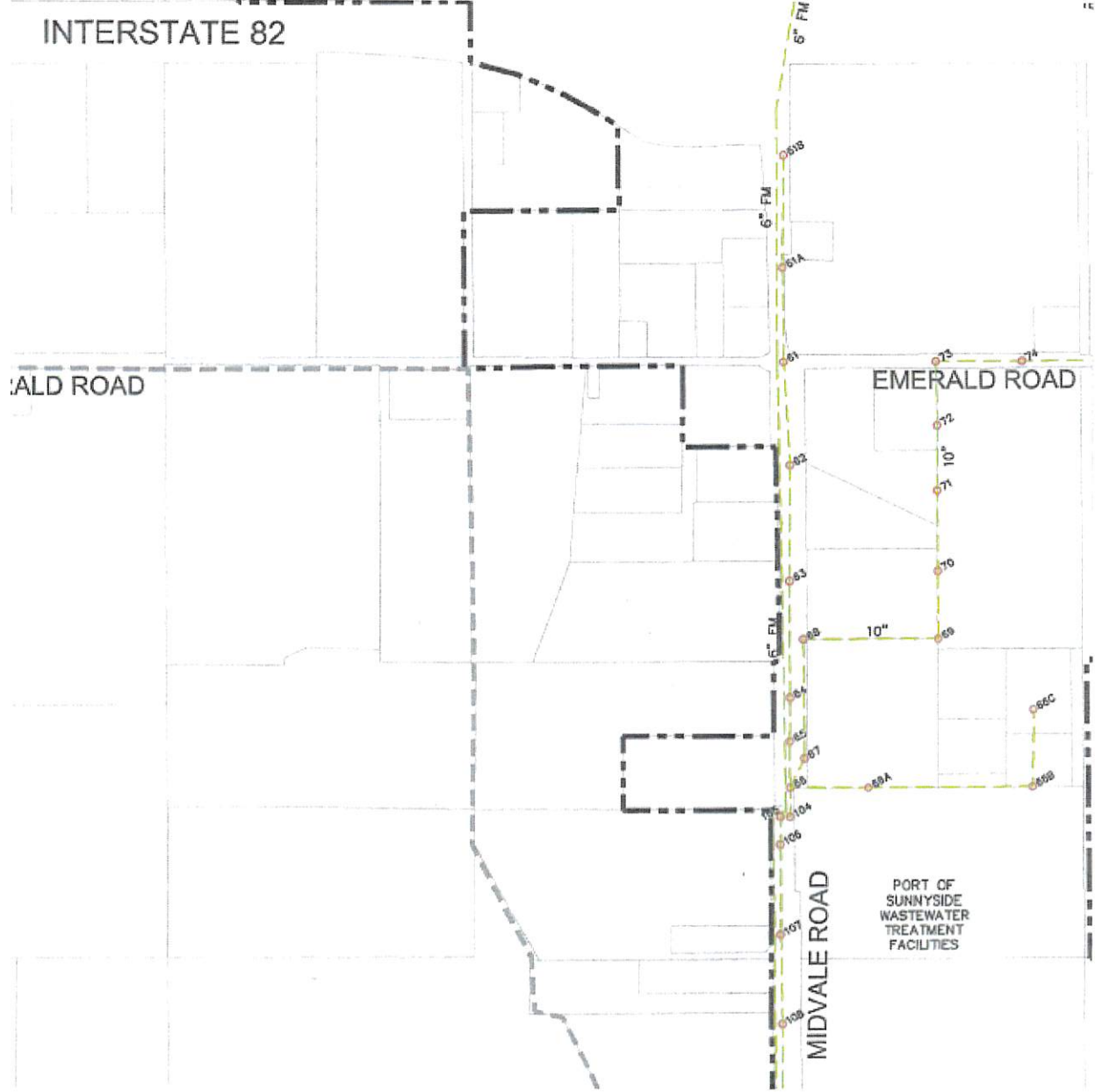
-----	CITY LIMITS
-----	URBAN GROWTH AREA
⦿	FIRE HYDRANT
•	VALVE
□	PRV STATION
●	RESERVOIR
○	WELL
-----	WATER MAIN

EXHIBIT C - 3 AND 6.



City of Sunnyside Water lines in area around proposed annexation.

City of Sunnyside sewer lines in the area around the proposed annexation









City of Sunnyside sewer lines in the area around the proposed annexation

CITY OF SUNNYSIDE

Existing Sewer System

LEGEND

	CITY LIMITS
	URBAN GROWTH AREA
	MANHOLE
	CLEANOUT
	LIFT STATION
	SEWER MAIN

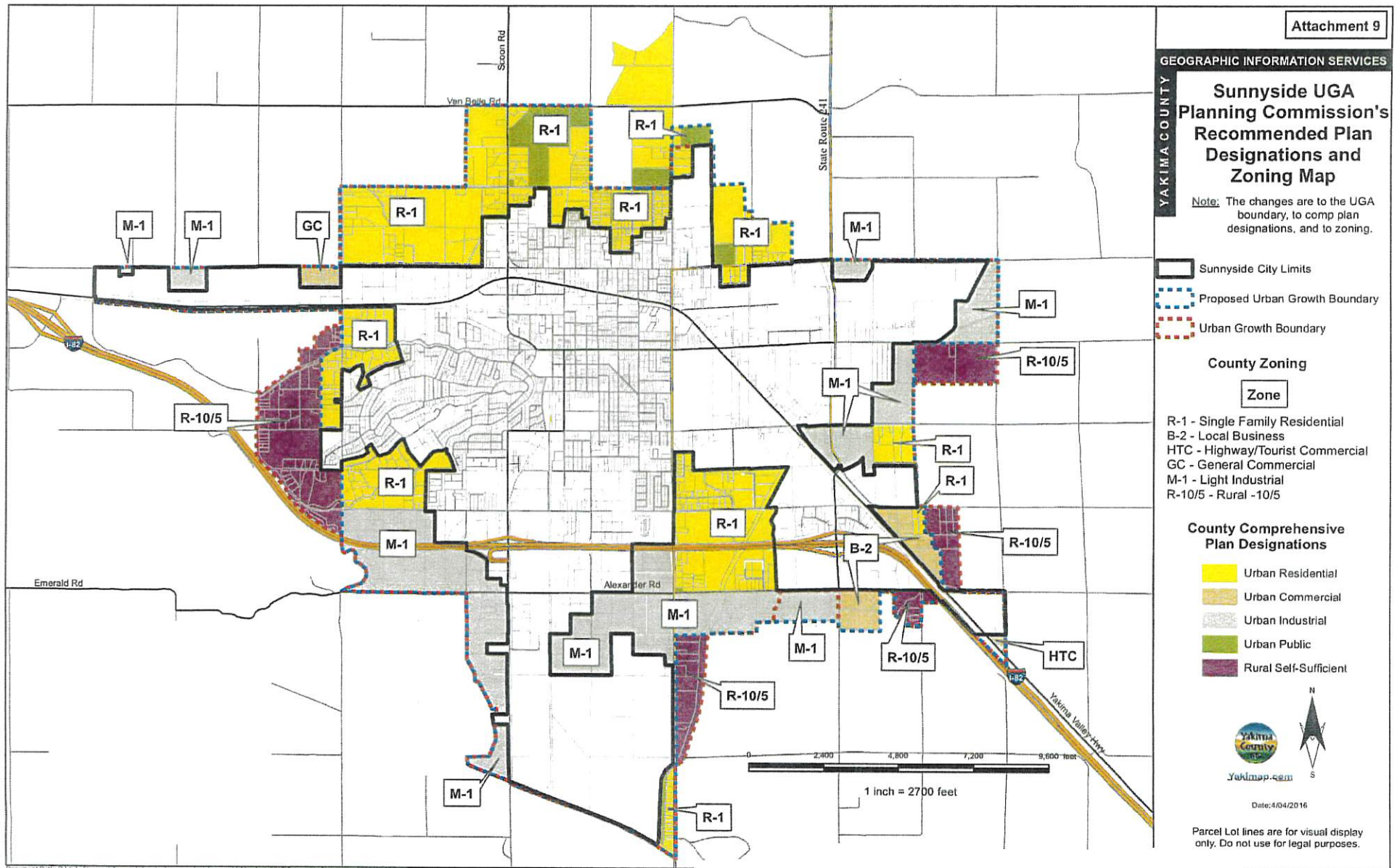
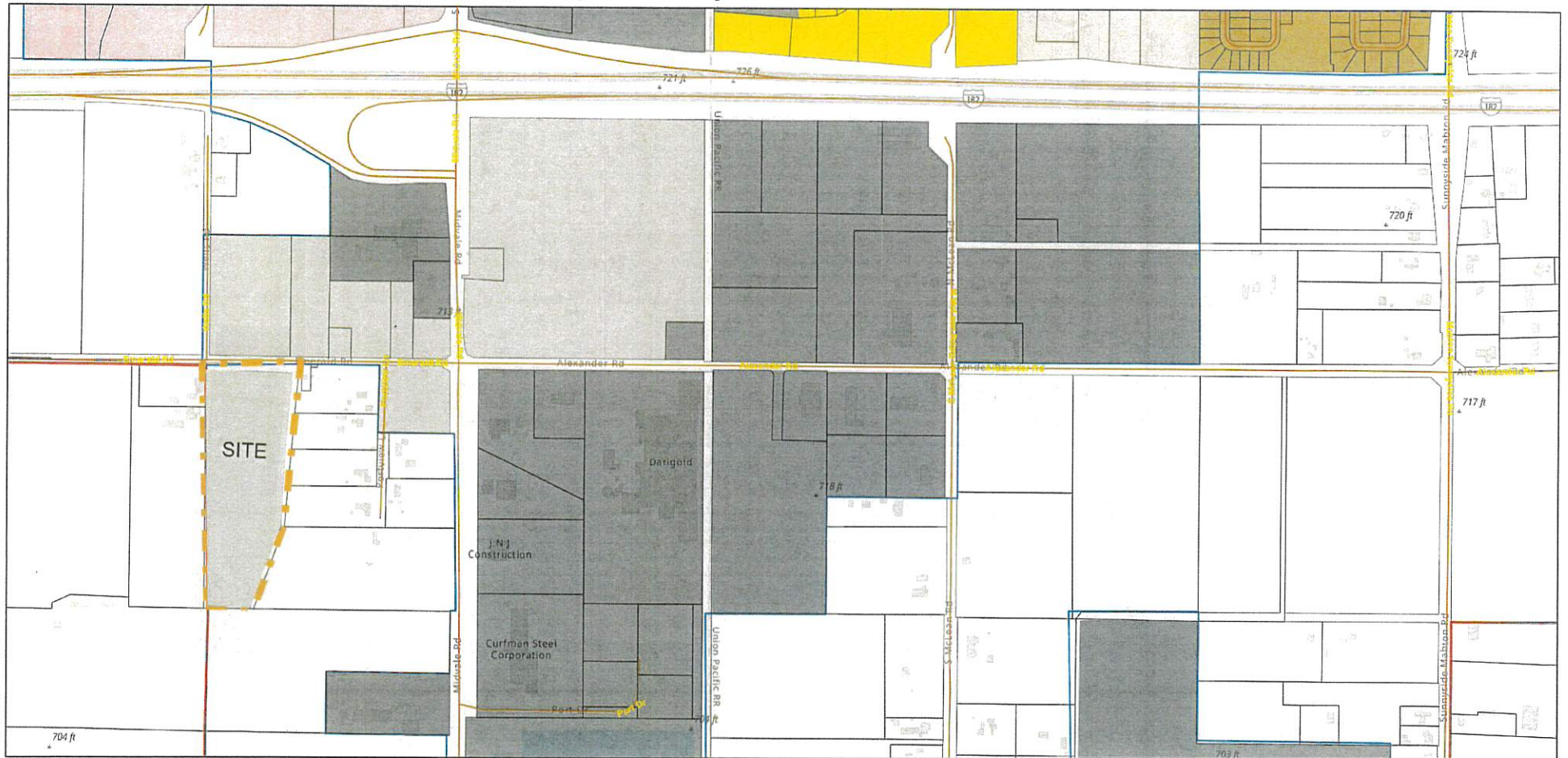


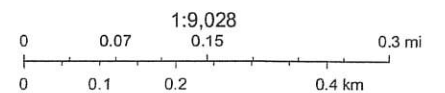
EXHIBIT C - 7.

City of Sunnyside Paul Annexation

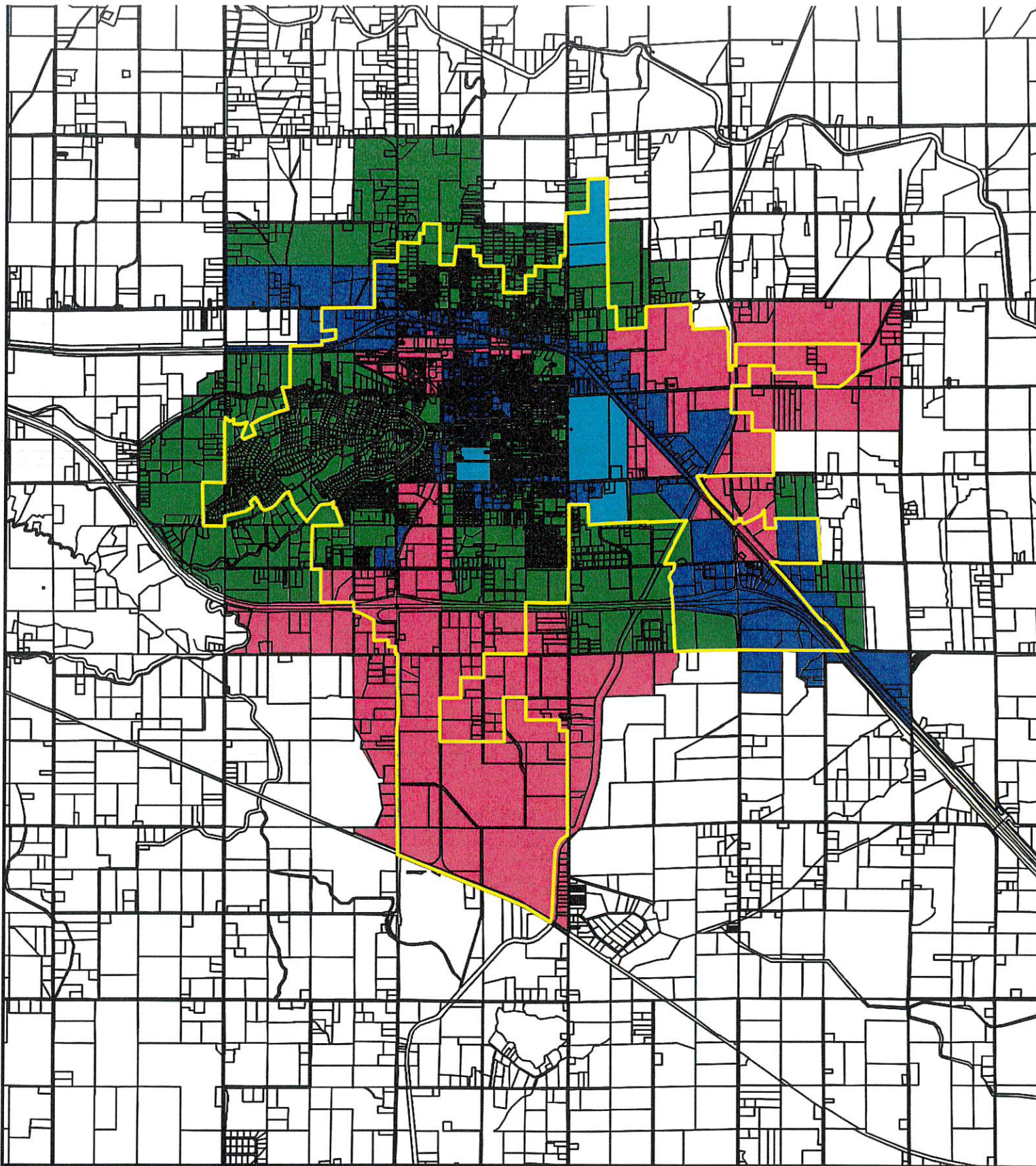


4/20/2021, 10:57:25 AM

- | | | |
|-----------------------|--------------------------|-------------------------------------|
| Taxlots | City of Sunnyside Zoning | Low Density Residential (R-1) |
| Street Names | Freeway Commercial (B-1) | High Density Residential (R-3) |
| City Limits | Light Industrial (M-1) | Urban Residential Agriculture (URA) |
| Urban Growth Boundary | Heavy Industrial (M-2) | |



Esri Community Maps Contributors, City of Yakima, WA State Parks GIS, Esri Canada, Esri, HERE, Garmin, SafeGraph, INCREMENT P, METI/NASA, USGS, Bureau of Land Management, EPA, NPS, US Census Bureau, USDA





GEOGRAPHIC INFORMATION SERVICES

Parcel Lot lines are for visual display only. Do not use for legal purposes.

0 2000 4000 Feet
1"= 4000 feet

SUNNYSIDE

City of Sunnyside
Land Use Concept

- | | | | |
|---|-------------|---|-------------------|
|  | City Limits |  | Public Facilities |
|  | Tax Lots |  | Residential |
|  | All Roads |  | Commercial |
| | |  | Industrial |

Chapter 2 -Figure 7

SUNNYSIDE



Copyright (C) 2007 Yakima County
This map was derived from several databases.
The County cannot accept responsibility for any errors.
Therefore, there are no warranties for this product.
Plot date: Jan 29, 2007;

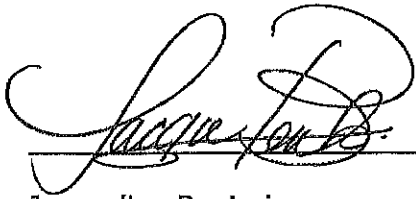
EXHIBIT D.

CITY OF SUNNYSIDE, WASHINGTON

PETITION CERTIFICATION

I, Jacqueline Renteria, am appointed by the Mayor of Sunnyside as the City Clerk. I am the custodian of the City's records and I am authorized to make certified copies of official records. I do hereby certify under penalty of perjury that the attached Petition for Annexation submitted by Bruce & Sharon Paul for Parcel No. 220902-11010 is a certified copy of an official record maintained by the City of Sunnyside and is an exact, complete, and unaltered photocopy of such official record.

Dated:

A handwritten signature in cursive script, appearing to read "Jacqueline Renteria", is written over a horizontal line.

Jacqueline Renteria
City Clerk

**PETITION FOR ANNEXATION
TO THE CITY OF SUNNYSIDE, WASHINGTON**

**To: City Council of the City of Sunnyside
818 East Edison Avenue
Sunnyside, Washington 98944**

City Council:

We, the undersigned, being a majority of the registered voters residing in the area for which annexation is sought, and/or owners of a majority of the acreage for which annexation is petitioned, hereby petition that the real property described below, being contiguous to the City of Sunnyside, be annexed to and made a part of the City of Sunnyside pursuant to the provisions of Chapter 35A.14 of the Revised Code of Washington.

Pursuant to such statute, the Petition for Annexation must be signed by the owners of a majority of the acreage for which annexation is petitioned, and a majority of the registered voters residing in the area for which annexation is petitioned. If no residents reside within the area proposed for annexation, the Petition must be signed by the owners of a majority of the acreage for which annexation is petitioned. The undersigned state and aver that:

- _____ (a) This Petition for Annexation includes both owners of a majority of the subject property AND a majority of the registered voters residing on such property; OR
- ✓ _____ (b) No residents exist within the area proposed for annexation, and this Petition is signed only by owners of a majority of the acreage for which annexation is petitioned.

Legal Description and Map: Attached to this Petition for Annexation, and Incorporated herein as Exhibit "A" by this reference, is a legal description of the property for which annexation is petitioned. Attached hereto as Exhibit "B" and Incorporated herein by this reference is a map that outlines the boundaries of the property sought to be annexed.

Conditions of Annexation: The City Council of the City of Sunnyside on _____ found and ordered: (1) That the Petition for Annexation is approved for circulation and signature for the property described herein; (2) That the subject property will be subject to simultaneous adoption of a zoning regulation in substantial compliance with the Comprehensive Plan of the City of Sunnyside or other zoning regulation adopted pursuant to RCW 35A.14.330 and 35A.14.340; and (3) That the property subject to this Petition for Annexation shall be subject to all prior existing city indebtedness.

WHEREFORE, the undersigned respectfully petition the City Council of the City of Sunnyside as follows:

- (1) That the appropriate action be taken to receive this Petition, refer for consideration and action to the Sunnyside Planning Commission in accordance with Title 19 of the Sunnyside Municipal Code, and causing a notice of public hearing to be published and posted in accordance with law specifying the time, date and place of such hearing, and inviting all persons interested to appear and present testimony and evidence in approval or disapproval of such annexation; and
- (2) That following such hearing, and subsequent to approval of the Yakima County Boundary Review Board if such is convened, the City Council determine by Ordinance that such annexation shall be adopted and effective; and that the property so annexed shall become a part of the City of Sunnyside, Washington, subject to its laws and ordinances then and thereafter in force.

The Petitioners subscribing hereto agree that "all property within the territory hereby sought to be annexed shall be assessed and taxed at the same rate and on the same basis as property within the City of Sunnyside for any now outstanding indebtedness of said city, including assessments or taxes in payment of any bonds issued or debts contracted prior to or existing at the date of annexation, and that simultaneous adoption of proposed zoning regulation be required" in accordance with the requirements of the City Council of the City of Sunnyside, and as quoted herein from the minute entry of the records of said Council meeting. It is further understood that the proposed zoning of said area proposed for annexation shall be in substantial conformity with the Comprehensive Plan of the City of Sunnyside.

These pages are a group of pages containing identical text and prayer intended by the signers of the Petition to be presented and considered as one Petition, and may be filed with other pages containing additional signatures which cumulatively may be considered as a single Petition.

WARNING

Every person who signs this Notice of Intention with any other than his or her true name, or who knowingly signs more than one of these petitions, or who signs a petition seeking an election when he or she is not a legal voter, or signs a petition when he or she is otherwise not qualified to sign, or who makes herein any false statement, shall be guilty of a misdemeanor.

PETITION FOR ANNEXATION
SIGNATURE SHEET

1. Bruce R. Paul B R P
Print Name Signature
Emerald rd. 220902-11010
Address of property to be annexed Parcel Number(s)

Check all that apply:

☒ Property Owner ☐ Reside on property & registered voter

9270 Emerald rd SS. 9-25-18
Residential address of signer Date of signature

2. Sharon M Paul Sharon M Paul
Print Name Signature
Emerald rd 220902-11010
Address of property to be annexed Parcel Number(s)

Check all that apply:

☒ Property Owner ☐ Reside on property & registered voter

9270 Emerald rd SS 9-25-18
Residential address of signer Date of signature

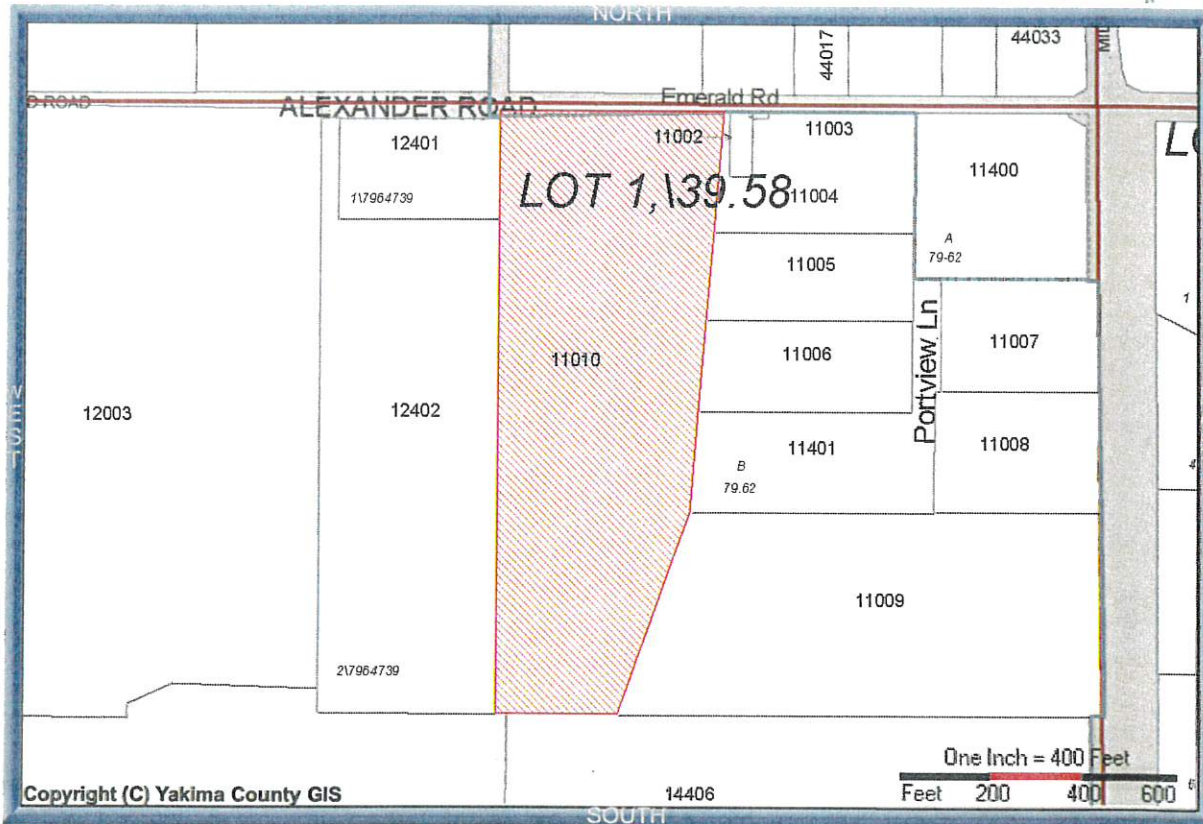
3. _____
Print Name Signature

Address of property to be annexed Parcel Number(s)

Check all that apply:

☐ Property Owner ☐ Reside on property & registered voter

Residential address of signer Date of signature



PROPERTY PHOTO	PROPERTY INFORMATION	
	Parcel Address: EMERALD RD W-MIDVAL, WA	
	Parcel Owner(s): BRUCE R & SHARON PAUL	
	Parcel Number: 22090211010	Parcel Size: 12.46 Acre(s)
	Property Use: 81 Agricultural Not Current Use	
	TAX AND ASSESSMENT INFORMATION	
	Tax Code Area (TCA): 463	Tax Year: 2021
	Improvement Value: \$0	Land Value: \$43600
	CurrentUse Value: \$0	CurrentUse Improvement: \$0
	New Construction: \$0	Total Assessed Value: \$43600
OVERLAY INFORMATION		
Zoning: M-1	Jurisdiction: County	
Urban Growth Area: Sunnyside	Future Landuse Designation: (Yakima County Plan 2015)	
FEMA:	FIRM Panel Number: 53077C1895D	
FEMA Map		
LOCATION INFORMATION		
+ Latitude: 46° 18' 01.334"	+ Longitude: -120° 1' 28.538"	Range: 22 Township: 09 Section: 02
Narrative Description: TH PT OF NE1/4 NE1/4 LY W OFWASTE DRAIN		
DISCLAIMER		
MAP AND PARCEL DATA ARE BELIEVED TO BE ACCURATE, BUT ACCURACY IS NOT GUARANTEED; THIS IS NOT A LEGAL DOCUMENT AND SHOULD NOT BE SUBSTITUTED FOR A TITLE SEARCH, APPRAISAL, SURVEY, FLOODPLAIN OR ZONING VERIFICATION		

Affidavit of Publication

**NOTICE OF PUBLIC
HEARING
SUNNYSIDE CITY COUNCIL
MONDAY, JANUARY 25,
2021
6:30 PM**

NOTICE IS HEREBY GIVEN that two public hearings before the Sunnyside City Council will be held virtually at the above date and time to receive comments and recommendations concerning the acceptance of the annexation of certain properties described below, contiguous to the boundaries of Sunnyside by the means of petition:

1. Approximately 7.82 acres located in the vicinity of 390 Allen Road described as Lot 3 of SP L-72; together with that portion of the vacated Road lying South of Lot 3 of Short Plat L-72; Together with Parcel 1 of Book L-0072; Together with that Portion of vacated County Road thru North 1/2 of the Southwest Quarter, lying southwesterly of a line 139 FT Northeasterly of the LE line of SR-12 Survey Sulphur Cr to Stover Road; 50 FT Northeasterly of LE Line; Westerly of a line 270 feet west of the East line the West 1/2 of the Northeast Quarter of the Southwest Quarter and that portion of Yakima Valley Hwy located between E. Allen Road and E. Alexander Road. Tax Parcels: 231032-31409, 231032-31401, 231032-31007, 231032-31006 and Yakima Valley Highway. Applicant: Hector Salgado

STATE OF WASHINGTON

County of Yakima

ss.

Debbie Guerrero, being first duly sworn on oath deposes and says that she is the Office Manager of the SUNNYSIDE SUN, a weekly newspaper.

That said newspaper is a legal newspaper, published in the English language continually as a weekly newspaper in the city of Sunnyside, YAKIMA County, Washington, and it is now and during all of said time printed in an office maintained at the aforesaid place of publication of said newspaper, and that the said Sunnyside Sun was on the 4th Day of April, 1969 approved as a legal newspaper by the Superior Court of said Yakima County.

That the annexed is a true copy of a LEGAL PUBLICATION -
City of Sunnyside
Public Hearing, 1/25

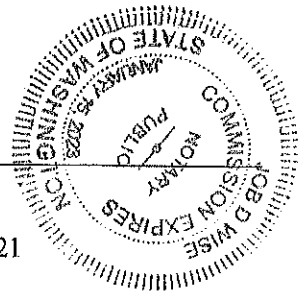
published in regular issues (and not in supplemental forms) of said newspaper once each week for a period of 1 consecutive issue(s) commencing 01/13/21 and ending on 01/13/21, both dates inclusive, and that such newspaper was regularly distributed to its subscribers during all of said period. That the full amount of the fee charged for the foregoing publication is the sum of \$76.13, amount has been paid in full, at the rate of \$7.25 per column inch per insertion.

Debbie Guerrero

Subscribed and sworn to before me 1/14/2021

[Signature]

Notary Public in and for the State of Washington



AFFIDAVIT CONT.

2. Approximately 12.46 acres located on the south side of the Emerald Road, 1,000 feet west of Midvale Road described as that Portion of Northeast Quarter of the Northeast Quarter of Section 2, Township 9, Range 22, Lying West of the Waste Drain. Tax Parcel: 22090211010. Applicant: Bruce and Sharon Paul

These requests requires that the City Council hold open record public hearings, that will be held virtually, and are scheduled for **January 25, 2021 at 6:30 p.m.** Those persons wishing to comment on these actions may participate via Zoom, submit written comments via email to comments@sunnyside-wa.gov or mail to the City Clerk at 818 E. Edison Avenue, Sunnyside, WA 98944, which must be received

by 4 PM on **January 25, 2021 at 6:30 p.m.** The file on the above application is available for review by the public online.

Certified for publication by:
Mike Shuttleworth, Planning & Community Development Supervisor

PUBLISH: SUNNYSIDE SUN
January 13, 2021

SUNNYSIDE CITY COUNCIL REGULAR MEETING
Meeting Minutes
January 25, 2021

This meeting was held via an online conference application per Governors Proclamation 20-28.

CALL TO ORDER – ROLL CALL

COUNCIL	PRESENT	ABSENT	STAFF	PRESENT	ABSENT
Mayor Guerrero	X		City Manager Casey	X	
Deputy Mayor Stremier	X		City Clerk Renteria	X	
Councilor Farmer	X		Finance Director Alba	X	
Councilor Henry	X		Fire Chief Anderson	X	
Councilor Restucci	X		Police Chief Escalera	X	
Councilor Hicks	X		Public Works Dir. Fisher	X	
Councilor Broersma	X				

AMERICAN HEART MONTH PROCLAMATION

1. SCHEDULED PUBLIC COMMENTS

2. CONSENT AGENDA:

- A. Approve Payroll Voucher numbers 118860 through 118868 and wire transfer(s) as listed for \$436,549.94 for the period ending on January 10, 2021.
- B. Claim Vouchers:
 - 1) Approve Claim Voucher numbers 100530 through 100581 and wire transfer(s) as listed for \$104,376.42 for the period ending on January 13, 2021.
 - 2) Approve Claim Voucher numbers 100582 through 100597 and wire transfer(s) as listed for \$61,281.77 for the period ending on January 13, 2021.
 - 3) Approve Claim Voucher numbers 100598 through 100631 wire transfer(s) as listed for \$407,045.25 for the period ending on January 20, 2021.
 - 4) Approve Claim Voucher numbers 100632 through 100646 wire transfer(s) as listed for \$546,286.31 for the period ending on January 20, 2021.

MOTION by Councilor Restucci, seconded by Councilor Broersma to approve the consent agenda as presented.

MOTION CARRIED with 7 YES votes and 0 NO votes.

3. ACTIVE AGENDA:

A. Hector Salgado Annexation Clarification Public Hearing

(Notice published – January 13, 2021)

Receive public comment on the Hector Salgado Annexation Clarification.

6:43 PM Mayor Guerrero read the appearance of fairness into the record, hearing no objection the public hearing was opened.

No public comments received.

No Council comments received.

6:45 PM There being no further comments, the public hearing was adjourned.

B. Hector Salgado Annexation Clarification

Consider approving a Resolution authorizing the annexation of the subject property known as the Salgado Annexation and proposed B-2 General Commercial Zoning and directing staff to submit the annexation to the Yakima County Boundary Review Board.

MOTION by Councilor Henry, seconded by Councilor Broersma to approve a Resolution authorizing the annexation of the subject property known as the Salgado Annexation and proposed B-2 General Commercial Zoning and directing staff to submit the annexation to the Yakima County Boundary Review Board.

MOTION CARRIED with 7 YES votes and 0 NO votes.

C. Bruce and Sharon Paul Annexation Clarification Public Hearing

(Notice published – January 13, 2021)

Receive public comment on the Bruce and Sharon Paul Annexation Clarification.

6:49 PM Mayor Guerrero read the appearance of fairness into the record, hearing no objection the public hearing was opened.

No public comments received.

No Council comments received.

6:50 PM There being no further comments, the public hearing was adjourned.

D. Bruce and Sharon Paul Annexation Clarification

Consider approving a Resolution authorizing the annexation of the subject property known as the Paul Annexation and proposed M-1, Industrial Zoning, and directing staff to submit the annexation to the Yakima County Boundary Review Board.

MOTION by Councilor Hicks, seconded by Councilor Henry to approve a Resolution authorizing the annexation of the subject property known as the Paul Annexation and proposed M-1, Industrial Zoning, and directing staff to submit the annexation to the Yakima County Boundary Review Board.

MOTION CARRIED with 7 YES votes and 0 NO votes.

E. Lincoln Avenue Rezone Application

Consider adopting an Ordinance to rezone Parcel 231031-12002 to R-3, High-Density Residential and B-2, General Commercial.

MOTION by Councilor Henry, seconded by Councilor Restucci to adopt an Ordinance to rezone Parcel 231031-12002 to R-3, High-Density Residential and B-2, General Commercial.

MOTION CARRIED with 7 YES votes and 0 NO votes.

4. ITEMS FROM COUNCIL MEMBERS:

A. Mayor's Appointment(s) for Boards and Commissions

B. Council Request Status Report

C. Other reports, announcements, and/or questions by Council

- Deputy Mayor Stremmer asked about having in person meetings. Mayor Guerrero reminded him of the directives from Governor Inslee's office and guidance from MRSC.
- Councilor Farmer shared that a Yakima County official advised that although it's technically not allowed the Council still could vote to meet in person. Requested an update on the nuisance house on the corner of 11th and Harrison. Reported that he received email from business owner next to the City parking lot having issues with homeless campers. City Manager Casey provided an update.
- Councilor Broersma agreed with the value of meeting in person safely and asked to be excused for the February meetings in case he is unable to attend while traveling due to poor internet connection.
- Mayor Guerrero provided an update of his weekly meetings.

WITHOUT OBJECTION Councilor Broersma was excused from the February meetings.

D. Upcoming Council Meetings:

- 1) Tuesday, January 26, 2021 Special Meeting
- 2) Monday, February 1, 2021 Workshop
- 3) Monday, February 8, 2021 Regular Meeting

5. ITEMS FROM CITY MANAGER AND DEPARTMENT HEADS

CITY MANAGER – MARTIN CASEY

- Provided an update on COVID-19, CARES Act, AWC City Action Days.

WITHOUT OBJECTION Mayor Guerrero and City Manager Casey will attend the virtual AWC City Action Days.

PUBLIC WORKS DEPARTMENT – SHANE FISHER

- Provided an update on downtown tree removal.

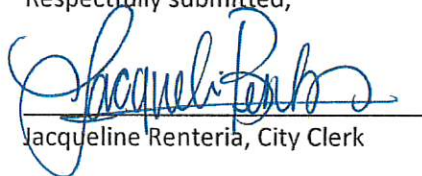
FINANCE DEPARTMENT – ELIZABETH ALBA

- Provided an update on her absence, wrapping up 2020 items, and budget amendment #1 is being worked on by Delilah Saenz.

6. ADJOURN

There being no further business to come before Council and without objection, Mayor Guerrero adjourned the meeting at 7:32 PM.

Respectfully submitted,



Jacqueline Renteria, City Clerk



Office of the City Clerk
818 East Edison Avenue
Sunnyside, Washington 98944
(509) 837-3997 Office, (509) 837-3294 Fax

I, **Jacqueline Renteria**, City Clerk for the City of Sunnyside, Washington, DO HEREBY CERTIFY,
the attached to be a true and correct copy of the original:

RESOLUTION 2021-03

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SUNNYSIDE, WASHINGTON,
ACCEPTING NOTICE OF INTENTION TO COMMENCE ANNEXATION, SETTING CONSITIONS,
AUTHORIZING SUBMISSION OF PETITION AND REFERRING TO HEARING BODY
(Bruce Paul Annexation)**

The original document is on file in the office of the City Clerk, City of Sunnyside located at 818 E.
Edison Avenue, Sunnyside, WA 98944.

A handwritten signature in cursive script, reading "Jacqueline Renteria".

JACQUELINE RENTERIA, CITY CLERK

DATED: April 19, 2021

RESOLUTION 2021 - 03

**A RESOLUTION OF THE CITY OF SUNNYSIDE, WASHINGTON,
AUTHORIZING THE PETITION TO ANNEX PROPERTIES KNOWN AS THE
BRUCE & SHARON PAUL ANNEXATION THAT IS CONTIGUOUS TO THE CITY
OF SUNNYSIDE AND PROVIDING FOR TRANSMITTAL OF SAID PETITION TO
THE YAKIMA COUNTY BOUNDARY REVIEW BOARD FOR A 45-DAY REVIEW
PRIOR TO TAKING FINAL ACTION**

WHEREAS, the City of Sunnyside, Washington received a petition for annexation of certain real property, Yakima County Assessor's Parcel No. 22090211010, commonly known as the Bruce and Sharon Paul Annexation, pursuant to RCW 35A.14.120, a legal description of which is attached hereto as Exhibit "A"; and

WHEREAS, prior to filing of said petition, the City Council had indicated a tentative approval of said annexation; and

WHEREAS, the Planning Commission has held a public hearing pursuant to published notice and has recommended approval of the annexation, and recommended that the property be zoned M-1, Light Industrial; and

WHEREAS, the owners of proposed for annexation have requested a zoning destination of M-1, Light Industrial, with proposed development pursuant to M-1, Light Industrial standards; and

WHEREAS, the City Council has held an open record public hearing on January 25, 2021 considering the record herein and the recommendations of the Sunnyside Planning Commission concerning the proposed annexation; and

WHEREAS, the City Council finds and determines as follows:

- (a) The City Council has jurisdiction to determine all matters and issues herein.
- (b) All procedures and requirements of law and the Sunnyside Municipal Code have been performed and satisfied regarding such proposed annexation.
- (c) The annexation of the proposed property into the City of Sunnyside of Sunnyside is in the best interest of residents of the City of Sunnyside, and the proposed M-1, Light Industrial zoning is consistent with the Comprehensive Plan of the City of Sunnyside.
- (d) Approval of such annexation will promote the general health, safety and welfare and will preserve the existing neighborhood and promote quality of life and quiet enjoyment of the residents in the subject area; and

WHEREAS, The City Council, having made the above findings, determines that such property should be annexed to the City of Sunnyside with a zoning of M-1, Light Industrial, and that the Comprehensive Plan and Zoning map of the City of Sunnyside should be amended accordingly and as necessary.

WHEREAS, Prior to the City Council taking final action on this annexation, the "Notice of Intention" is to be completed by an elected official or employee of the governmental jurisdiction that is seeking the boundary change action or the proponent in the case of incorporation or formation and submitted to the Yakima Boundary Review Board for a 45-day review period.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SUNNYSIDE, WASHINGTON, that the Notice of Intention to annex property be completed by the Planning and Community Development Supervisor of the City of Sunnyside and thereafter forwarded to the Yakima Boundary Review Board for a 45-day review period:

PASSED this 25th day of January, 2021.



FRANCISCO GUERRERO, MAYOR

ATTEST:



JACQUELINE RENTERIA, CITY CLERK

EXHIBIT A

That portion of the Northeast Quarter of the Northeast Quarter of Section 02, Township 09, Range 22, Lying westerly of the waste drain.