



## 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: January 17, 2025

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, Parks and Trails, Yakima Valley Libraries, Yakima Valley Conference of Governments, South Yakima Conservation District, Sunnyside School District, Fire District # 5, Sunnyside Valley Irrigation District, Bureau of Indian Affairs, and Yakama Nation.

FROM: Olivia Story  
Chief Clerk - Boundary Review Board

SUBJ: **File No.: BRB2023-00005, City of Sunnyside – Ray Rd. Annexation**

Enclosed is the City of Sunnyside's Ordinance 2023-22, which annexes the subject area. The Ordinance was recorded under Auditors File #8210024 on October 1, 2024, and states that the annexation shall be effective October 1, 2024.

If you have any questions or need any further information, please contact me at [olivia.story@co.yakima.wa.us](mailto:olivia.story@co.yakima.wa.us) or 509-574-2300.

Enclosure: City of Sunnyside Ordinance No. 2023-22

*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.*

ORDINANCE 2023 - 22

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF  
SUNNYSIDE, WASHINGTON, ANNEXING CERTAIN PROPERTY TO  
THE CITY OF SUNNYSIDE**

**WHEREAS**, the City of Sunnyside Washington, Received a Petition application completed by owners of no less than ten (10%) percent of certain real property on February 27, 2023), meeting the requirements of RCW 35A.14.120; and

**WHEREAS**, a public meeting was held on the proposed annexation application on February 27, 2023, wherein City Council Passed Resolution 2023-05, accepting the intent to annex, determining the property will be required to assume all proportionate bonded indebtedness, determining that simultaneous zoning will be required, and determining the property to be annexed as set forth in Section 1 below (property); and,

**WHEREAS**, the City received a petition signed by not less than sixty (60) percent owners of the Property; and,

**WHEREAS**, the petition meets the requirements of RCW 35A.01 .040 and has been determined to be sufficient by the Yakima County Assessor; and,

**WHEREAS**, notices of the public hearing on the proposed annexation has been published and posted as required by law; and,

**WHEREAS**, the City Council has held a public hearing pursuant to Title 19 of the Sunnyside Municipal Code on July 10, 2023; and,

**WHEREAS**, The City Council determined that such property should be annexed to the City of Sunnyside with a zoning of B-2, General Commercial Zone; and,

**WHEREAS**, The City Council directed staff to submit to the Washington State Boundary Review Board for Yakima County a notice of intention to Annex; and,

**WHEREAS**, The Washington State Boundary Review Board for Yakima County did notify the City of Sunnyside that no one invoked the Washington State Boundary Review Board for Yakima County jurisdiction, therefore the annexation was deemed approved by the Board on November 16, 2023; and,

**NOW, THEREFORE, IT IS HEREBY ORDAINED BY THE CITY COUNCIL OF THE CITY OF SUNNYSIDE, WASHINGTON, as follows:**

**Section 1:** That the following described property, situated in Yakima County, Washington is hereby annexed into the City of Sunnyside: Consisting of Tax Parcel 230905-11402, described as: Section 05 Township 09 Range 23 Quarter NE: SHORT PLAT AF 7407870 Lot 2

**Section 2:** That all of the property within the territory hereby annexed shall be assessed and taxed at the same rate and on the same basis as other property within the City of Sunnyside for any outstanding indebtedness of the City of Sunnyside, including assessments on taxes in payment of any bonds issued or debts contracted prior to or existing on the date hereof.

**Section 3:** That the property subject to this annexation shall be, and the same hereby is, zoned B-2, General Commercial, and that all parcels included within such annexation are hereby deemed permitted for purposes of zoning designation.

**Section 4:** That this Ordinance shall be effective five (days) after passage, approval and publication as required by law and a copy of this Ordinance shall be filed with the office of the Yakima County Commissioners and certified copy of this Ordinance be recorded with the Yakima County Auditor.

**Section 5:** The City Manager or her designee is hereby authorized to clerically amend or supplement this Ordinance by attaching to this Ordinance, as exhibit, the legal description of the property subject to this annexation ordinance, is attached as to this Ordinance as Exhibit 'A'.

**Section 6: SEVERABILITY.** The provisions of this ordinance are hereby declared to be severable. If any section, subsection, sentence, clause, or phrase of this ordinance or its application to any person or circumstance is for any reason held to be invalid or unconstitutional, the remainder of this ordinance shall not as a result of said section, sentence, clause, or phrase be held unconstitutional or invalid.

PASSED this 27th day of November, 2023.



DEAN BENDERSMA, MAYOR

ATTEST:



JACQUELINE RENTERIA, CITY CLERK

**APPROVED AS TO FORM:**

  
SAXTON, RILEY & RILEY, LLP  
Attorneys for the City of Sunnyside

Date of Publication: November 29, 2023

## **Exhibit A**

### **Legal Description**

Section 05 Township 09 Range 23 Quarter NE: Short Plat AF 7407870 Lot 2

City of Sunnyside

**\*\*Map omitted for recording. See City Clerk for a copy of the map\*\***

Fire Chief  
Fire District #5  
P.O. Box 447  
Zillah, WA 98953

S.V.I.D.  
P.O. Box 239  
Sunnyside, WA 98944

Sunnyside School District  
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Sunnyside, WA 98944

Yakima Valley  
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Parks and Trails  
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Bureau of Indian Affairs  
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Toppenish, WA 98948

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Juan Aguilar  
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Yakima, WA 98902

[THPO@yakama.com](mailto:THPO@yakama.com)

For final ordinance mailing only:  
Ryan Calhoun  
John Stanton  
Carmen Hayter

## Karri Espinoza

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**From:** Karri Espinoza  
**Sent:** Thursday, January 16, 2025 11:36 AM  
**To:** YVCOG INFO; 'referenceyvl@yvl.org'; Don Anderson; Julie Lawrence; Erin Hamilton; Treasurer Accounting; Kathy Fisher; Sheriff; Lisa Freund; Thomas Carroll; Marivel Garcia; Tua Vang; David Haws; Troy Havens; GIS; Matt Pietrusiewicz; Jack Wells; Jason Alvord; Rodney Heit; 'jessica@yakama.com'; 'corrine\_camuso@yakama.com'; Yakama SEPA; Paul Gonseth; 'THPO@yakama.com'; Ryan Calhoun; Carmen Hayter; John Stanton  
**Cc:** Olivia Story  
**Subject:** BRB2023-00005 City of Sunnyside - Ray Rd. Annexation  
**Attachments:** BRB2023-00005 City of Sunnyside - Ray Rd. Annexation.pdf

## Karri Espinoza

Office Supervisor  
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[Karri.espinoza@co.yakima.wa.us](mailto:Karri.espinoza@co.yakima.wa.us)

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FILE NO. BRB2023-00005

FINAL ORDINANCE - City of Sunnyside – Ray Rd. Annexation

**AFFIDAVIT OF MAILING**

STATE OF WASHINGTON )  
: ss.  
COUNTY OF YAKIMA )

I, Eva Rivera, being first duly sworn, and as an employee of the Yakima County Public Services, Planning Division, dispatched through the United States Mails, or otherwise by electronic mail, an FINAL ORDINANCE, a true and correct copy of which is enclosed here-with; that FINAL ORDINANCE was addressed to the interested parties and agencies, that said parties are individually listed on the Mailing List retained by the Planning Division and that said letter was mailed by me on the 17th day of January 2025.

That I mailed said letter in the manner herein set forth and that all of the statements made herein are just and true. Dated this 17th day of January 2025.

  
\_\_\_\_\_  
Karri A. Espinoza  
Office Supervisor