

RESOLUTION 56-11
DENYING RESOLUTION 11-05
OF BELFAIR WATER DISTRICT #1
ANNEXATION PETITION OF BLUE STAR PROPERTIES, LLC

WHEREAS, Belfair Water District #1 (the "District") approved Resolution 11-05 dated June 9, 2011 under the authority of RCW 57.24; and

WHEREAS, the District has submitted Resolution 11-05 dated June 9, 2011 to the Mason County Board of County Commissioners (Commissioners) for consideration (RCW 57.02.040) and approval (RCW 57.02.045); and

WHEREAS, the District's Resolution seeks to annex Blue Star Properties, LLC (parcel numbers 12321-13-00010 and 12321-10-01000) as described therein; and

WHEREAS, the Commissioners held a public hearing on July 12, 2011 to review the District's Resolution, consider Staff Reports, and to provide an opportunity for public testimony; and

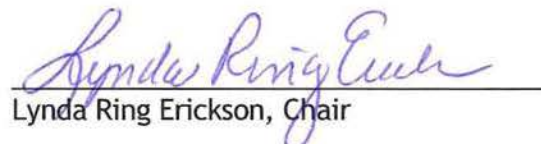
NOW THEREFORE, the Mason County Board of County Commissioners does hereby deny Resolution 11-05 dated June 9, 2011 as submitted by Belfair Water District #1 for the Annexation of properties owned by Blue Star Properties LLC as fully described in the attached Findings of Fact.

ADOPTED by the Mason County Board of County Commissioners this 23rd day of AUGUST 2011.

BOARD OF COUNTY COMMISSIONERS
MASON COUNTY, WASHINGTON

ATTEST:


Shannon Goudy, Clerk of the Board


Lynda Ring Erickson, Chair

APPROVED AS TO FORM:


Chief Deputy Prosecuting Attorney


Tim Sheldon, Commissioner


Jerry K. Lingle, Commissioner

FINDINGS OF FACT

1. On June 13, 2011 the Mason County Board of County Commissioners (Commissioners) received Resolution 11-05 dated June 9, 2011 signed by Belfair Water District #1 (the "District") approving the annexation of Blue Star Properties, LLC (parcel numbers 12321-13-00010 and 12321-10-01000).
2. The Resolution as submitted by the District provided plat maps of the areas to be annexed together with a legal description of the subject properties.
3. Commissioners scheduled public hearing within 30 days of receipt of the Resolution in accordance with RCW 57.02.040.
4. RCW 57.02.040(3) provides criteria for determining the appropriateness of the proposed annexation and gives the Commissioners 60 days after hearing to either approve or disprove the action.
5. A Staff Report was prepared utilizing the criteria and provided to the Board for their consideration.
6. The Commissioners held a public hearing on July 12, 2011 to consider District's Resolution 11-05 dated June 9, 2011 together with staff's report and public testimony.
7. The proposed annexation was considered by the Commissioners to be inconsistent with the criteria provided in RCW 57.02.040.
8. At the conclusion of the public hearing, Commissioners voted ___ to ___ to deny District's Resolution 11-05 dated June 9, 2011 and deny the annexation of Blue Star Properties, LLC (parcel numbers 12321-13-00010 and 12321-10-01000).

Chair, Mason County Board of Commissioners

Date: _____