

**CITY OF ORTING
WASHINGTON
RESOLUTION NO. 2015-12**

**A RESOLUTION OF THE CITY OF ORTING,
WASHINGTON, DECLARING THE CITY'S INTENTION
TO ASSUME THE ORTING TRANSPORTATION BENEFIT
DISTRICT AND SETTING A PUBLIC HEARING**

WHEREAS, the City of Orting has the responsibility for the improvement, maintenance, protection, and operation of public streets and ways within the corporate limits of the City; and

WHEREAS, on November 30, 2011, the City Council adopted Ordinance No. 920 establishing a city-wide transportation benefit district pursuant to Chapter 36.73 RCW for the improvement, preservation, and maintenance of the City's transportation infrastructure, to protect the City's long-term improvements in that infrastructure, to reduce the risk of transportation facility failure, to improve safety, to continue optimal performance of the infrastructure over time and to avoid more expensive infrastructure replacements in the future, ("Orting Transportation Benefit District" or "the TBD"); and

WHEREAS, on July 1, 2015, the State Legislature passed Second Engrossed Substitute Senate Bill 5987, amending Chapter 36.73 RCW and other chapters, adding a new RCW Chapter 36.160, and authorizing cities to assume the rights, powers, immunities, functions, and obligations of transportation benefit districts with the same boundaries as the establishing city; and

WHEREAS, the City Council believes that the public interest and welfare will be satisfied by the City assuming the rights, powers, immunities, functions, and obligations of the TBD and hereby declares its intent to do the same; and

WHEREAS, the new legislation requires that the City Council declare its intent to and subsequently hold a public hearing to consider the proposed assumption of the rights, powers, immunities, functions, and obligations of the TBD;


NOW, THEREFORE, the City Council of the City of Orting, Washington, do resolve as follows:

Section 1. Intent to Hold Public Hearing. The City Council of the City of Orting will hold a public hearing at 7:00 p.m. on November 18, 2015 at the Public Safety Building, 401 Washington Ave. SE, Orting, WA 98360, to consider the City's proposed assumption of the rights, powers, immunities, functions, and obligations of the Orting Transportation Benefit District, and all persons interested may appear and be heard.

Section 2. Publication. This Resolution shall be published at least two times during the two weeks preceding the scheduled hearing in newspapers of daily general circulation printed or published in the City.

PASSED BY THE CITY COUNCIL AT A REGULAR MEETING THEREOF ON THE 28TH DAY OF OCTOBER, 2015.

CITY OF ORTING




Joachim Pestinger, Mayor
Josh Pence
Deputy Mayor

ATTEST/AUTHENTICATED:



Rachel Pitzel, City Clerk

Approved as to form:



John P. Long, Jr.
Kenyon Disend, PLLC
City Attorney

Filed with the City Clerk: 10/28/15
Passed by the City Council: 10/28/15
Resolution No.: 2015-10