



# Whatcom County

COUNTY COURTHOUSE  
311 Grand Avenue, Ste #105  
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## Agenda Bill Master Report

File Number: AB2022-581

<b>File ID:</b>	AB2022-581	<b>Version:</b>	1	<b>Status:</b>	Approved
<b>File Created:</b>	10/13/2022	<b>Entered by:</b>	AHester@co.whatcom.wa.us		
<b>Department:</b>	Public Works Department	<b>File Type:</b>	Resolution Requiring a Public Hearing		
<b>Assigned to:</b>	Council	<b>Final Action:</b>	12/06/2022		
<b>Agenda Date:</b>	12/06/2022	<b>Enactment #:</b>	RES 2022-051		

Primary Contact Email: sdraper@co.whatcom.wa.us

### TITLE FOR AGENDA ITEM:

Resolution to declare Whatcom County Real Property as Surplus and Approve Sale

### SUMMARY STATEMENT OR LEGAL NOTICE LANGUAGE:

Per RCW 36.34.005 and Whatcom County Code 1.10, the Whatcom County Property Management Committee has recommended to surplus and sell Whatcom County real property, tax parcel 390225 443267 0000, subject to a covenant to bind to the highest bidder who could legally purchase the property, by sealed bid with the minimum sale price of \$890.00 (eight hundred ninety 00/100 dollars)

### HISTORY OF LEGISLATIVE FILE

<u>Date:</u>	<u>Acting Body:</u>	<u>Action:</u>	<u>Sent To:</u>
11/09/2022	Council	INTRODUCED FOR PUBLIC HEARING	Council
		Aye: 6 Buchanan, Byrd, Donovan, Frazey, Galloway, and Kershner	
		Nay: 1 Elenbaas	
		Absent: 0	
12/06/2022	Council	APPROVED	
		Aye: 5 Buchanan, Byrd, Donovan, Frazey, and Galloway	
		Nay: 0	
		Absent: 1 Kershner	
		Abstain: 1 Elenbaas	

**Attachments:** Memo, Resolution, Assessor Map, Aerial Map

1 SPONSORED BY: \_\_\_\_\_

2 PROPOSED BY: Public Works

3 INTRODUCTION DATE: \_\_\_\_\_

4 RESOLUTION NO. 2022-051

5 RESOLUTION TO DECLARE WHATCOM COUNTY REAL PROPERTY AS SURPLUS AND  
6 APPROVE SALE  
7

8  
9 WHEREAS, RCW 36.34.005 authorizes counties to establish comprehensive procedures for the  
10 management of county property, including the sale of surplus real estate where it is found to be in the best  
11 interest of a county to sell same; and  
12

13 WHEREAS, in Whatcom County Code (WCC), Chapter 1.10, Whatcom County has established  
14 those procedures; and  
15

16 WHEREAS, the Whatcom County Property Management Committee, having met and considered  
17 Whatcom County's best interest, recommends that the County Council declare Whatcom County real  
18 property, tax parcel number 390225 434267 0000, to be surplus property and that the property be sold,  
19 subject to a covenant to bind, to the highest bidder who could legally purchase the property, by sealed bid,  
20 for not less than the amount listed below, plus costs; and  
21

22 WHEREAS, WCC 1.10.310 authorizes the Council, after receipt of estimated market values from  
23 the Property Management Committee, to establish limitations and conditions upon sale of property, such as  
24 the minimum price for said property and whether or not a contract will be allowed, or if it will be a cash  
25 price; and  
26

27 NOW, THEREFORE, BE IT RESOLVED that it is in the best interest of the County to declare  
28 Whatcom County real property, tax parcel number 390225 434267 0000, to be surplus and that the  
29 property be sold, subject to a covenant to bind, to the highest bidder who can legally purchase the property  
30 by sealed bid.  
31

32 BE IT FURTHER RESOLVED that the minimum bid for the property listed above shall be no less than  
33 the assessed value of ~~\$890.00~~ (eight hundred ninety 00/100 dollars) and that Buyer will pay all costs  
34 associated with a real property transaction; and  
35

36 BE IT FURTHER RESOLVED that transfer of said real property be by quitclaim deed and that Buyer will  
37 represent and warrant in writing to Seller Whatcom County, that Buyer has thoroughly inspected and  
38 evaluated the properties for sell, to Buyer's complete satisfaction and Buyer accepts the properties AS IS  
39 with full knowledge of potential liability the Buyer could incur for any environmental hazards or  
40 conditions affecting the properties. Buyer agrees that the purchase price of the properties reflects the  
41 agreed upon value of the properties AS IS, taking into account the aforementioned disclosures; and  
42

43 BE IT FURTHER RESOLVED that said purchase of said real property shall not be allowed under contract  
44 and shall be paid either in cash, certified check or money order to the Whatcom County Treasurer; and  
45

46 BE IT FURTHER RESOLVED that the Whatcom County Treasurer is hereby directed to sell said property  
47 at no less than the appraised value of \$890.00 (eight hundred ninety 00/100 dollars) and that said sale shall

1 take place in accordance with the duties as established in WCC 1.10.290-1.10.390. If the minimum bid is  
2 not reached, the properties shall not be sold.


3  
4  
5 BE IT FURTHER RESOLVED that the sale will not be completed until Buyer has paid all fees and costs  
6 associated with it and has paid the Whatcom County Treasurer the bid award amount.

7  
8  
9  
10 APPROVED this 6th day of December, 2022

11  
12 ATTEST:

13  
14   
15 Dana Brown-Davis, County Clerk

WHATCOM COUNTY COUNCIL  
WHATCOM COUNTY, WASHINGTON

  
Todd Donovan, Council Chair

16  
17 APPROVED AS TO FORM:

18  
19 Christopher Quinn  
20 Civil Deputy Prosecutor  
21 (authorized via email 10/27/2022)  
22