



# WHATCOM COUNTY

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## WASHINGTON

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July 30th, 2025

TO: The Whatcom County Council

FROM: Lucas Clark, Planner II

THROUGH: Mark Personius, Director

RE: Resolution approving a revision to the corporate boundaries of the city of Lynden to include a portion of Flynn Road Right-Of-Way.

In October 2024 the Lynden City Council approved the SW Lynden Annexation Ordinance, and the City sent the full annexation and boundary change certificate package to OFM in early March 2025. OFM then reached out to WSDOT, which flagged that the portion of Flynn Road in front of the Stuit property wasn't included in the 2018 Stuit Annexation.

The City of Lynden had assumed that this portion of the road was annexed in 2018 and therefore did not include it in the recent SW Lynden Annexation. There was a similar issue in August regarding a stranded portion of Flynn Road that was initially omitted, but, after the issue was raised by the County, was later incorporated into the final annexation. The City's intention was to annex the entire Flynn Road right-of-way out to Bay Lyn Road, but it mistakenly thought that an earlier annexation (Ord. 1561) had already incorporated the segment that is currently at issue.

The City and County can address this omission through a boundary revision under RCW 35A.21.210. This statute allows a county and a code city to revise the city's corporate boundary where it coincides with a public road, allowing the entire right-of-way to be brought into city limits. This process can be completed by County resolution and is not subject to Boundary Review Board review.