

PROPOSED BY: Treasurer  
INTRODUCTION DATE: \_\_\_\_\_

RESOLUTION NO. \_\_\_\_\_

RESOLUTION TO SELL TAX TITLE PROPERTY BY PUBLIC AUCTION

1 WHEREAS, RCW 36.35.120 allows the County to sell real estate acquired by tax  
2 foreclosure where it is found to be in the best interest of Whatcom County to sell the  
3 same; and,  
4

5 WHEREAS, the County has owned tax title parcel # 380108 444136 0000  
6 (herein "Property"), further described below, since November 17, 2017; and,  
7

8 WHEREAS, the Whatcom County Property Management Committee  
9 recommends that the resolution be passed to effectively meet the legal requirement for  
10 the disposal; and,  
11

12 WHEREAS, RCW 36.35.120 requires the Council to establish the minimum price  
13 for said unit of property and to determine whether or not a contract will be allowed, or if  
14 it will be a cash price; and,  
15

16 WHEREAS, the Whatcom County Property Management Committee  
17 recommends that the Property be offered for sale by public auction for a price not less  
18 than the accumulated taxes, interest, penalty, and costs; and,  
19

20 WHEREAS, the accumulated taxes, interest, penalty, and costs total \$1,719.26;  
21 and,  
22

23 WHEREAS, the Whatcom County Code as well as the state law allows the  
24 County to reserve from the sale coal, oil, gas, gravel, mineral, ores, fossils, timber or  
25 other resources if the Council finds that it is in the best interest to reserve these;  
26

27 NOW, THEREFORE, BE IT RESOLVED that it is in the best interest of the  
28 County to sell the Property described herein by public auction, to the highest and best  
29 bidder, for a price not less than the accumulated taxes, interest, penalty, and costs  
30 totaling \$1,719.26:  
31

32 Parcel # 380108 444136 0000 / PID 38710  
33

34 PLAT OF SANDY POINT GARDEN TRACTS, LOT 53A, ACCORDING TO THE  
35 PLAT THEREOF, RECORDED IN VOLUME 8 OF PLATS, PAGE 82, RECORDS  
36 OF WHATCOM COUNTY, WASHINGTON. SITUATE IN WHATCOM COUNTY,  
37 WASHINGTON.

38 BE IT FURTHER RESOLVED that said price shall not be allowed under contract  
39 and shall be paid in either cash, certified check, or money order to the Whatcom  
40 County Treasurer at the time of sale; and,  
41

42 BE IT FURTHER RESOLVED that said parcels shall be sold subject to restrictive  
43 covenants allowing for imposition of Community Association fees, if any, as set forth in  
44 Whatcom County Resolution No. 88-37; and,

45 BE IT FURTHER RESOLVED that this sale transfer to the owners all coal, oil,  
46 gas, gravel, minerals, ores, fossils, timber or other resources on or in said land and the  
47 right to mine for and remove the same in conformity with zoning regulations in force and  
48 effect; and,  
49

50 BE IT FURTHER RESOLVED that the Whatcom County Treasurer is hereby  
51 authorized and directed to sell such property at not less than a certified price and said  
52 sale shall take place in accordance with the duties as established in RCW 36.35.120;  
53 and,  
54

55 BE IT FURTHER RESOLVED by the Whatcom County Council, that a public  
56 hearing on the matter of the sale of said property, under said terms, be held on the  
57 \_\_\_\_\_ day of \_\_\_\_\_, 2023, at \_\_\_\_\_ p.m., at \_\_\_\_\_,  
58 Whatcom County, Washington; and,  
59

60 BE IT FURTHER RESOLVED that the Clerk of the Whatcom County Council  
61 shall give notice of such hearing in the manner prescribed by law under RCW  
62 36.34.030.  
63

64  
65 APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 2023.  
66

67  
68 ATTEST: WHATCOM COUNTY COUNCIL  
69 WHATCOM COUNTY, WASHINGTON  
70

71 \_\_\_\_\_  
72 Dana Brown-Davis, Council Clerk  
73

71 \_\_\_\_\_  
72 Barry Buchanan, Chair  
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74 APPROVED AS TO FORM:  
75

76  
77 /s/Royce Buckingham approved via email on 9/25/2023/MR  
78 \_\_\_\_\_

79 Civil Deputy Prosecuting Attorney