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# AFFIDAVIT OF PUBLICATION

Account #	Order Number	Identification	Order PO	Amount	Cols	Depth
25579	400118	Print Legal Ad-IPL01154730 - IPL0115473	Legal Notices 3/26	\$633.04	4	81L

Attention: Krisiti Felbinger  
 WHATCOM CO COUNCIL  
 311 GRAND AVE STE 105  
 BELLINGHAM, WA 982254038

AB2022-641  
 AB2023-172, 158, 145, 149, 166,  
 185, 186

### ACTION TAKEN

The Whatcom County Council adopted the following at its March 21, 2023, meeting: **ORDINANCE (2023-010) ADOPTING THE BUILDABLE LANDS REPORT (AB2022-641)**: This ordinance adopts the Buildable Lands Report 2022 Whatcom County Review and Evaluation Program (issued July 7, 2022, revised February 27, 2023), concluding that the review and evaluation required by the Growth Management Act (RCW 36.70A.215) has occurred, concluding that "reasonable measures" are required for the Birch Bay, Cherry Point, and Columbia Valley urban growth areas, and concluding that "reasonable measures" are not required for any other lands in unincorporated Whatcom County. The Buildable Lands Report indicates that reasonable measures are also needed in the City of Bellingham and the City of Blaine. This ordinance was introduced on March 7, 2023. **ORDINANCE (2023-012) ADOPTING AMENDMENTS TO WHATCOM COUNTY CODE CHAPTER 16.50, COMMERCIAL PROPERTY ASSESSED CLEAN ENERGY AND RESILIENCY (C-PACER) PROGRAM (AB2023-172)**: This ordinance amends Whatcom County Code 16.50, Commercial Property Assessed Clean Energy and Resiliency Program, to amend definitions, clarify electronic signature language, and remove the sunset date. This ordinance was introduced on March 7, 2023. **ORDINANCE (2023-011) DECLARING PUBLIC NECESSITY FOR AND THE AUTHORIZATION TO ACQUIRE CERTAIN PROPERTY RIGHTS BY EMINENT DOMAIN FOR THE E. SMITH ROAD AND HANNEGAN ROAD INTERSECTION IMPROVEMENTS PROJECT (AB2023-158)** This ordinance authorizes the use of legal action to acquire the remaining property interests needed to construct the E. Smith Road and Hannegan Road Intersection Improvement Project. The ordinance was introduced March 7, 2023. **ORDINANCE (2023-016) AMENDING ORDINANCE NO. 2022-058 TO CHANGE THE DUE DATE OF THE CHILD AND FAMILY WELL-BEING TASK FORCE PHASE III REPORT (AB2023-145)**: This ordinance amends Ordinance No. 2022-058 to change the due date of the Child and Family Well-Being Task Force Phase III report to no later than May 2, 2023, or a later date if approved by Council by resolution. This ordinance was introduced March 7, 2023. **ORDINANCE (2023-013) AMENDING THE PROJECT BUDGET FOR THE ACADEMY ROAD STORMWATER IMPROVEMENTS PROJECT FUND, REQUEST NO. 3 (AB2023-149)**: This ordinance amends the project budget for the Academy Road Stormwater Improvement Fund to add \$688,500 of expenditure authority to the current project budget of \$1,290,835, for a total amended project budget of \$1,979,335. This ordinance was introduced on March 7, 2023. **ORDINANCE (2023-017) ESTABLISHING A COMPOST PROCUREMENT POLICY (AB2023-166)** This ordinance encourages cities and counties to procure more of the compost and finished products created from their organic material waste in order to support the economic viability of composting and increasing the likelihood that composting and other responsible organic material management options are economically viable. This ordinance was introduced on March 7, 2023. **ORDINANCE (2023-014) AMENDING THE 2023 WHATCOM COUNTY BUDGET, REQUEST NO. 4, IN THE AMOUNT OF \$7,015,999 (AB2023-189)**: This ordinance amends the 2023 Whatcom County Budget as follows: From the General Fund - appropriate \$20,000 in Assessor Fund to fund document recording charges from fees collected from property owners; to record \$13,473 operating transfer revenues in Health; appropriate \$12,600 in Sheriff to fund traffic safety equipment from grant proceeds; appropriate \$20,000 in Sheriff to fund Drug Task Force overtime from grant proceeds; appropriate \$36,188 in Sheriff to fund training from legislative funds for Use of Force and Duty to Intervene classes. From the Road Fund - appropriate \$10,100 in Public Works to fund increase in Total Station capital equipment costs (also amends Exhibit B Capital Appropriations). From the Homeless Housing Fund - appropriate \$17,807 in Health to partially fund Housing Specialist position; appropriate \$1,804,148 in Health to fund State Consolidated Housing Grant Program amendment from grant proceeds; appropriate \$172,111 in Health to fund Shelter Grant Program amendment from grant proceeds. From the Behavioral Health Program Fund - record \$26,000 of additional NW HIDA grant revenues in Superior Court - Drug Court Program. From the Lake Whatcom Storm Water Utility Fund - appropriate \$420,000 to fund transfer to Academy Road Project Based Budget Fund in support of project budget amendment #3. From the Affordable Housing, Behavioral Health Facility Fund - appropriate \$75,493 in Health to partially fund new Housing Specialist position; record \$71,227 labor pool entry in Health for new Housing Specialist position (also amends Exhibit B Capital Appropriations). From the Emergency Management Fund - appropriate \$35,750 to fund Cellebrite software purchase from grant proceeds; appropriate \$396,000 to fund December 2022 Flood Assistance Program from grant proceeds. From Real Estate Excise Tax II Fund - appropriate \$268,500 in Non-Departmental to fund transfer to Academy Road Project Based Budget Fund in support of project budget amendment #3; appropriate \$92,086 in Parks to fund Stimpson Family Nature Reserve Parking Lot Improvement (also amends Exhibit B Capital Appropriations); re-appropriate \$100,016 in Parks to fund Lookout Mountain Road repairs, partially from grant proceeds (also amends Exhibit B Capital Appropriations); re-appropriate \$168,350 in Parks to fund Lighthouse Marine Park Siding and Roofing project (also amends Exhibit B Capital Appropriations). From Real Estate Excise Tax I Fund - appropriate \$93,623 in Parks to fund Parks Admin Offices HVAC Replacement and Upgrade (also amends Exhibit B Capital Appropriations); appropriate \$202,000 in AS-Facilities to fund transfer in support of courthouse security improvements in the Courthouse Improvements Project Based Budget. From the Public Utilities Improvement Fund - re-appropriate \$500,000 to fund Blaine's Wellfield (previously Harvey Rd) Water Pump Station project; re-appropriate \$2,500,000 to fund Blaine's sewer rehabilitation project. This ordinance was introduced on March 7, 2023. **ORDINANCE (2023-015) AMENDING THE PROJECT BASED BUDGET FOR THE COURTHOUSE IMPROVEMENT FUND, REQUEST NO. 4 (AB2023-166)**: This ordinance amends the project-based budget for the Courthouse Improvement Fund to appropriate an additional \$202,000 to fund security system improvements for the courthouse. This ordinance was introduced on March 7, 2023.

### PUBLIC HEARINGS

The Whatcom County Council will hold a public hearing, consider adopting, and may amend the following at its 6 p.m. meeting on April 11, 2023, or at a later date: **ORDINANCE ADOPTING VARIOUS MINOR AMENDMENTS TO WHATCOM COUNTY CODE (WCC) TITLE 20, ZONING; TITLE 21, LAND DIVISION REGULATIONS, AND; TITLE 22, LAND USE AND DEVELOPMENT (AB2023-174)**: This ordinance is an annual "code scrub," wherein Planning and Development Services proposes amendments to clarify code, fix inconsistencies and grammar, and modify or add minor policies. This year's 15 proposed code amendments include six proposed minor policy changes regarding: minimum lot width and depth in the URM zone, reducing parking stall size to 8' x 18', add bicycle parking requirements, and allowing Transfer of Development Rights requiring areas in Urban Growth Areas (UGAs) only. This ordinance was introduced March 21, 2023. **ORDINANCE AMENDING WHATCOM COUNTY CODE SECTION 1.14, ELECTION PRECINCTS, TO CHANGE CERTAIN ESTABLISHED VOTING PRECINCT BOUNDARIES IN WHATCOM COUNTY (AB2023-200)**: This ordinance amends the Code to reflect necessary changes to precinct boundary lines in Whatcom County due to redistricting completed for Blaine School District 503, Ferndale School District 502, Meridian School District 505, Mount Baker School District 507, Nooksack Valley School District 508, South Whatcom Fire Authority, Lake Whatcom Water & Sewer, City of Bellingham, and City of Blaine, based on decennial census information. In addition, internal director district boundary precinct splits and identifying labels were incorporated into the precinct maps. Whatcom County Code Section 1.14 is amended with newly established voting precinct boundaries and substituted into the "Book of Election Precinct Maps" available through the Whatcom County Council Office, the Whatcom Auditor's Office, and online. This ordinance was introduced March 21, 2023.

### ACTION PROPOSED (INTRODUCED)

The Whatcom County Council will consider adopting and may amend the following at its 6 p.m. meeting on April 11, 2023, or at a later date: **ORDINANCE AMENDING THE WHATCOM COUNTY BUDGET, REQUEST NO. 5, IN THE AMOUNT OF \$631,850 (AB2023-204)**: This ordinance amends the 2023 Whatcom County Budget as follows: From the General Fund - to record operating transfer in of \$23,427 in Health; from the Healthy Children's Fund - appropriate \$495,118 in Health to fund administrative costs and record levy revenue for the Healthy Children's Fund; to record labor pool entry to add two 2 FTE positions; from Real Estate Excise Tax I Fund - appropriate \$73,732 to fund additional services and improvements for the Plantation Ridge Range HVAC and Roof Replacement Project; from Real Estate Excise Tax II Fund - appropriate \$63,000 to fund transfer in support of Lake Whatcom Trail Project Budget Amendment No. 2. This ordinance was introduced on March 21, 2023. **ORDINANCE AMENDING THE PROJECT BASE BUDGET FOR THE LAKE WHATCOM PARK TRAIL DEVELOPMENT FUND, REQUEST NO. 2 (AB2023-205)**: This ordinance appropriates \$63,000 to fund additional work needed to finish work to connect the Charterite Trail to the Hartz Trail for a total project budget of \$958,025. This ordinance was introduced on March 21, 2023.

Public documents are available for review weekdays from 8:30 a.m. to 4:30 p.m. in the Council Office, 311 Grand Avenue, Suite 105, Bellingham, and at whatcom-county.us/council. View meeting schedules, agendas, minutes, videos, documents and archives at [www.whatcom-county.us/council](http://www.whatcom-county.us/council). The Council is currently holding hybrid meetings, which can be attended either in person or remotely. Full Council meetings begin at 6 p.m. (unless otherwise announced) in the Council Chambers at 311 Grand Avenue. Invitations for remote participation can be found at [www.whatcom-county.us/onlinevirtualcouncil](http://www.whatcom-county.us/onlinevirtualcouncil) or by contacting the Council Office at 360-778-5010. The Council Chambers is handicapped accessible. People with special needs who will be attending Council meetings are asked to contact the Council Office (360-778-5010) at least 96 hours in advance.

Published March 28, 2023  
 IPL0115473  
 Mar 26 2023

Stefani Beard, being duly sworn, deposes and says: That he/she is the Principal Clerk of The Bellingham Herald, a daily newspaper printed and published in Bellingham, Whatcom County, State of Washington, and having a general circulation therein, and which said newspaper has been continuously and uninterruptedly published in said County during a period of six months prior to the first publication of the notice, a copy of which is attached hereto: that said notice was published in The Bellingham Herald, as amended, for:

1 insertion(s) published on:  
 03/26/23

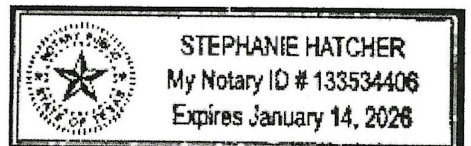
*Stefani Beard*

(Principal Clerk)

Subscribed and sworn on this 27th day of March in the year of 2023 before me, a Notary Public, personally appeared before me Stefani Beard known or identified to me to be the person whose name subscribed to the within instrument, and being first duly sworn, declared that the statements therein are true, and acknowledged to me that he/she executed the same.

*Stephanie Hatcher*

Notary Public in and for the state of Texas, residing in Dallas County



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