



Whatcom County

COUNTY COURTHOUSE
311 Grand Avenue, Ste #105
Bellingham, WA 98225-4038
(360) 778-5010

Agenda Bill Master Report

File Number: AB2021-405

File ID:	AB2021-405	Version:	1	Status:	Adopted
File Created:	07/06/2021	Entered by:	JLassite@co.whatcom.wa.us		
Department:	Council Office	File Type:	Ordinance		
Assigned to:	Council Finance and Administrative Services Committee			Final Action:	07/27/2021
Agenda Date:	07/27/2021			Enactment #:	ORD 2021-049

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

TITLE FOR AGENDA ITEM:

Ordinance requesting that the Whatcom County Auditor include the question of establishing a Birch Bay Library Capital Facility Area to finance a new library facility in Birch Bay on the ballot at the November general election

SUMMARY STATEMENT OR LEGAL NOTICE LANGUAGE:

This ordinance would forward the Birch Bay Library Capital Facility Area proposal to the Whatcom County Auditor for inclusion on the ballot at the next general election.

HISTORY OF LEGISLATIVE FILE

Date:	Acting Body:	Action:	Sent To:
07/13/2021	Council	INTRODUCED	Council Finance and Administrative Services Committee
		Aye: 7	Browne, Buchanan, Byrd, Donovan, Elenbaas, Frazey, and Kershner
		Nay: 0	
		Absent: 0	
07/27/2021	Council Finance and Administrative Services Committee	RECOMMENDED FOR ADOPTION	
		Aye: 3	Browne, Byrd, and Frazey
		Nay: 0	
		Absent: 0	
07/27/2021	Council	ADOPTED	

Agenda Bill Master Report Continued (AB2021-405)

Aye: 7 Browne, Buchanan, Byrd, Donovan, Elenbaas, Frazey, and Kershner
Nay: 0
Absent: 0

Attachments: Proposed Ordinance, WCLS Resolution, WCLS Explanatory Statement, WCLS Auditor Forms, RCW 27.15 Language

1 **PROPOSED BY: WHATCOM COUNTY RURAL LIBRARY DISTRICT**

2 **INTRODUCTION DATE: JULY 13, 2021**

3
4
5 **ORDINANCE NO. 2021-049**

6
7 **REQUESTING THAT THE WHATCOM COUNTY AUDITOR INCLUDE THE**
8 **QUESTION OF ESTABLISHING A BIRCH BAY LIBRARY CAPITAL FACILITY**
9 **AREA TO FINANCE A NEW LIBRARY FACILITY IN BIRCH BAY ON THE**
10 **BALLOT AT THE NOVEMBER GENERAL ELECTION**

11
12 **WHEREAS,** on June 15, 2021, the Whatcom County Library System Board of
13 Trustees adopted Resolution No. 6/15/21-08 initiating the process for establishing
14 the Birch Bay Library Capital Facility Area to finance a new library facility in Birch
15 Bay; and

16
17 **WHEREAS,** the Bookmobile currently serving the Birch Bay community
18 cannot accommodate a collection size to support the rapidly growing population;
19 and

20
21 **WHEREAS,** the Birch Bay community lacks public services such as public
22 meeting rooms, public internet computers, free informational and educational
23 programs and events for all ages; and

24
25 **WHEREAS,** Chapter 27.15 RCW permits, upon the request of the Library
26 District and the approval of the voters, the creation of a library capital facility area
27 to construct, acquire, maintain, and remodel library capital facilities; and

28
29 **WHEREAS,** the Whatcom County Rural Library District has fulfilled all the
30 requirements for the proposed establishment of the Birch Bay Library Capital
31 Facility Area and the proposal is ready to send to a vote of the people.

32
33 **NOW, THEREFORE, BE IT ORDAINED** that the Whatcom County Council
34 hereby forwards the Birch Bay Library Capital Facility Area proposal to the
35 Whatcom County Auditor for inclusion on the ballot at the next general election.

36
37 **BE IT FURTHER ORDAINED** that the boundaries of the Birch Bay Library
38 Capital Facility Area shall be as described by Exhibit A to this ordinance.

1
2 **BE IT FURTHER ORDAINED** that the proposition shall be in substantially
3 the following form:
4

5 The Whatcom County Council adopted Ordinance No. 2021-049 concerning a
6 proposition to establish the Birch Bay Library Capital Facility Area to finance
7 a new library facility in Birch Bay. If approved, this proposition would
8 establish the Birch Bay Library Capital Facility Area with boundaries as
9 described in County Council Ordinance No. 2021-049 authorize it to acquire,
10 construct, furnish and equip a new library in Birch Bay, incur indebtedness
11 to finance such improvements through the issuance of up to \$4,500,000 in
12 general obligation bonds maturing within 20 years, and levy annual excess
13 property taxes to repay such bonds. Shall this proposition be approved?
14

15 **YES** _____

16 **NO** _____

17
18 **ADOPTED** this 27th day of July, 2021.
19

20
21
22 ATTEST:

23
24 
25 Dana Brown Davis, Clerk of the Council
26
27
28


29 APPROVED AS TO FORM:

30 /s/ Karen Frakes Approved via E-mail /JL
31
32 Civil Deputy Prosecutor
33
34

WHATCOM COUNTY COUNCIL
WHATCOM COUNTY, WASHINGTON

35
36 
37 Barry Buchanan, Council Chair

WHATCOM COUNTY EXECUTIVE
WHATCOM COUNTY, WASHINGTON


Satpal Sidhu
County Executive

Approved () Denied

Date Signed: 7/29/21

EXHIBIT 'A'

**WHATCOM COUNTY RURAL LIBRARY DISTRICT
BIRCH BAY LIBRARY
CAPITAL FACILITY AREA BOUNDARY DESCRIPTION**

ALL THOSE PORTIONS OF UPLAND AND TIDELANDS PROPERTIES INCLUDED WITHIN THE AREA DESCRIBED BELOW, AND LYING WITHIN PORTIONS OF THE FOLLOWING SECTIONS:

TOWNSHIP 39 NORTH RANGE 1 WEST, W.M.
SECTION 1, SECTION 2, SECTION 11 AND SECTION 12.

TOWNSHIP 39 NORTH RANGE 1 EAST, W.M.
SECTION 5, SECTION 6, SECTION 7 AND SECTION 8.

TOWNSHIP 40 NORTH RANGE 1 WEST, W.M.
SECTION 10, SECTION 15, SECTION 16, SECTION 21, SECTION 22, SECTION 23, SECTION 24, SECTION 25, SECTION 26, SECTION 27 AND SECTION 36.

TOWNSHIP 40 NORTH, RANGE 1 EAST, W.M.
SECTION 19, SECTION 20, SECTION 21, SECTION 22, SECTION 27, SECTION 29, SECTION 30, SECTION 31 AND SECTION 32.

CAPITAL FACILITY AREA BOUNDARY:

BEGINNING AT THE SOUTH 1/16TH CORNER ON THE EAST LINE OF SECTION 10, TOWNSHIP 40 NORTH, RANGE 1 WEST, W.M.; THENCE WESTERLY ALONG THE SOUTH 1/16TH LINE OF SAID SECTION 10 AND THE SOUTHERLY CITY LIMITS BOUNDARY OF THE CITY OF BLAINE TO THE SHORELINE OF SEMIAHMOO BAY; THENCE ALONG SAID SHORELINE, AS FOLLOWS:

IN A GENERALLY SOUTHERLY DIRECTION ALONG THE SHORELINE OF SEMIAHMOO BAY AND WITHIN SAID SECTIONS 10, 15, 16, AND 21 OF TOWNSHIP 40 NORTH, RANGE 1 WEST, W.M.;

THENCE IN A GENERALLY SOUTHEASTERLY DIRECTION ALONG THE SHORELINE OF SEMIAHMOO BAY AND BIRCH BAY AND WITHIN SAID SECTIONS 21, 22 AND 27 OF TOWNSHIP 40 NORTH, RANGE 1 WEST, W.M.;

THENCE IN A GENERALLY EASTERLY AND NORTHEASTERLY DIRECTION ALONG THE SHORELINE OF BIRCH BAY AND WITHIN SAID SECTIONS 26 AND 23 OF TOWNSHIP 40 NORTH, RANGE 1 WEST, W.M.;

THENCE IN A GENERALLY SOUTHEASTERLY AND SOUTHERLY DIRECTION ALONG THE SHORELINE OF BIRCH BAY AND WITHIN SAID SECTIONS 24 AND 25 OF TOWNSHIP 40 NORTH, RANGE 1 WEST, W.M., AND SECTION 30 OF TOWNSHIP 40 NORTH, RANGE 1 EAST, W.M.;

THENCE IN A GENERALLY SOUTHERLY AND SOUTHWESTERLY DIRECTION ALONG THE SHORELINE OF BIRCH BAY AND WITHIN SAID SECTION 31, TOWNSHIP 40 NORTH, RANGE 1 EAST, W.M., AND SECTION 36, TOWNSHIP 40 NORTH, RANGE 1 WEST, W.M. AND SECTIONS 1 AND 2, TOWNSHIP 39 NORTH, RANGE 1 WEST, W.M.;

THENCE CONTINUING IN A GENERALLY WESTERLY AND SOUTHERLY DIRECTION ALONG THE SHORELINE OF BIRCH BAY AND THE STRAIT OF GEORGIA AND WITHIN SECTION 2, TOWNSHIP 39 NORTH, RANGE 1 WEST, W.M.;

THENCE CONTINUING IN A GENERALLY SOUTHERLY AND SOUTHEASTERLY DIRECTION ALONG THE SHORELINE OF THE STRAIT OF GEORGIA TO THE INTERSECTION WITH THE SOUTH LINE OF SECTION 11, TOWNSHIP 39 NORTH, RANGE 1 WEST, W.M.;

THENCE DEPARTING SAID SHORELINE AND EASTERLY ALONG SAID SOUTH LINE OF SECTIONS 11 AND 12, TOWNSHIP 39 NORTH, RANGE 1 WEST, W.M. TO THE SOUTHEAST CORNER OF SAID SECTION 12;

THENCE CONTINUING EASTERLY ALONG THE SOUTH LINE OF SECTIONS 7 AND 8, TOWNSHIP 39 NORTH, RANGE 1 EAST, W.M., ALSO BEING THE CENTERLINE OF ALDERGROVE ROAD (CO. RD. NO. 641) TO THE SOUTHEAST CORNER OF SAID SECTION 8, BEING A POINT OF INTERSECTION OF THE CENTERLINES OF SAID ALDERGROVE ROAD WITH KICKERVILLE ROAD (CO. RD. 228);

THENCE NORTH ALONG SAID CENTERLINE OF KICKERVILLE ROAD, AND THE EAST LINE OF SAID SECTIONS 8 AND SECTION 5 OF SAID TOWNSHIP 39 NORTH, RANGE 1 EAST, W.M. TO THE NORTHEAST CORNER OF SAID SECTION 5, BEING A POINT OF INTERSECTION OF THE CENTERLINES OF SAID KICKERVILLE ROAD AND BAY ROAD (CO. ROAD NO. 42);

THENCE NORTHERLY ALONG THE EAST LINE OF SECTIONS 32 AND 29, TOWNSHIP 40 NORTH, RANGE 1 EAST, W.M., AND ALONG THE CENTERLINE OF SAID KICKERVILLE ROAD TO THE NORTHEAST CORNER OF SAID SECTION 29, BEING THE POINT OF INTERSECTION OF THE CENTERLINES OF SAID KICKERVILLE ROAD AND BIRCH BAY-LYNDEN ROAD (CO. RD. NO. 559); THENCE EAST ALONG THE SOUTH LINE OF SECTIONS 21 AND 22, TOWNSHIP 40 NORTH, RANGE 1 EAST, AND ALONG THE CENTERLINE OF SAID BIRCH BAY-LYNDEN ROAD TO THE POINT OF INTERSECTION WITH PORTAL WAY; THENCE CONTINUING IN AN EASTERLY AND SOUTHEASTERLY DIRECTION ALONG SAID CENTERLINE OF SAID BIRCH BAY-LYNDEN ROAD AND WITHIN SECTIONS 22 AND 27 OF TOWNSHIP 40 NORTH, RANGE 1 EAST, W.M., TO THE WEST MARGIN OF INTERSTATE 5; THENCE NORTHWESTERLY ALONG SAID WEST MARGIN OF INTERSTATE 5 AND WITHIN SAID SECTIONS 27, 22 AND 21 TO THE POINT OF INTERSECTION WITH THE NORTH LINE OF SAID SECTION 21; THENCE WESTERLY ALONG THE NORTH LINE OF SECTIONS 21, 20, AND 19, TOWNSHIP 40 NORTH, RANGE 1 EAST, W.M., AND SECTIONS 24 AND 23, TOWNSHIP 40 NORTH, RANGE 1 WEST, W.M., TO THE NORTHWEST CORNER OF SAID SECTION 23; THENCE NORTHERLY ALONG THE EAST LINE OF SECTIONS 15 AND 10, TOWNSHIP 40 NORTH, RANGE 1 WEST, W.M., TO THE POINT OF BEGINNING.

TOGETHER WITH SECOND CLASS TIDELANDS ABUTTING.

ALSO TOGETHER WITH ANY PROPERTIES LOCATED BETWEEN THE LINE OF ORDINARY HIGH WATER AND THE GOVERNMENT MEANDER LINE.

EXCEPTING THEREFROM ANY PORTION OF LAND LOCATED WITHIN THE CITY OF BLAINE.

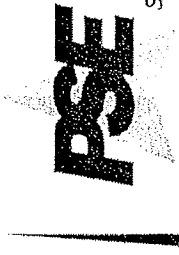
SITUATE IN WHATCOM COUNTY, WASHINGTON

NOTE: THE TERM "SHORELINE" USED IN THIS CAPITAL FACILITY AREA BOUNDARY DESCRIPTION IS INTENDED TO REPRESENT THE LEGAL BOUNDARY BETWEEN UPLAND

AND TIDELAND PROPERTIES, WHICH MAY BE EITHER THE GOVERNMENT MEANDER LINE OR THE LINE OR ORDINARY HIGH WATER DEPENDING ON HISTORICAL AND LEGAL CIRCUMSTANCES. IN ALL CASES, AND SPECIFICALLY FOR THE PURPOSES OF THIS CAPITAL FACILITY AREA BOUNDARY DESCRIPTION IT SHOULD BE PRESUMED THAT THERE IS NO GAP BETWEEN UPLAND AND TIDELANDS PROPERTIES.



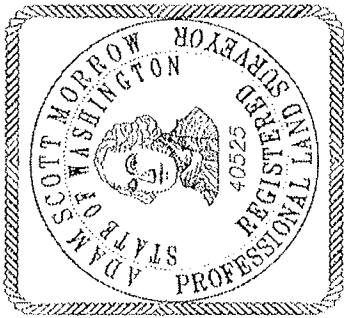
WHATCOM COUNTY RURAL LIBRARY DISTRICT
 BIRCH BAY LIBRARY
 CAPITAL FACILITY BOUNDARY EXHIBIT



SEMAHMOO BAY

SEMAHMOO DR.

STRAIT OF GEORGIA



PACIFIC SURVEYING & ENGINEERING, INC.

909 Squakam Way, Suite 111 | BELLINGHAM, WA 98225
 T: 360.671.7387 | F: 360.671.4685
 WWW.PSESURVEY.COM | INFO@PSESURVEY.COM

