

CITY OF OCEAN SHORES, WASHINGTON

RESOLUTION NO.

A RESOLUTION of the City Council of the City of Ocean Shores, Washington, fixing a time, date and place for a hearing on the final assessment roll for Local Improvement District No. 2007-01 and designating a hearing examiner to conduct the hearing

WHEREAS, the City Council (the "Council") of the City of Ocean Shores, Washington (the "City"), adopted Resolution No. 560 on February 12, 2007, declaring its intention to order certain local improvements within the City and to create a local improvement district; and

WHEREAS, the Council held a hearing on March 5, 2007, and after due consideration the Council passed Ordinance No. 820 on March 12, 2007, ordering the improvements and creating Local Improvement District No. 2007-01 ("LID No. 2007-01") to finance the cost of the improvements; and

WHEREAS, construction of the improvements within LID No. 2007-01 is now complete and the assessment roll for LID No. 2007-01 has been filed with the City Clerk; and

WHEREAS, the Council wishes to set the date for a public hearing on the assessment roll and to designate a hearing examiner to conduct the public hearing on the assessment roll, as authorized by RCW 35.44.070;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Ocean Shores, Washington as follows:

A hearing on the final assessment roll will be held at 6:00 p.m. on Monday, September 20, 2010, in the Ocean Shores Convention Center at 120 West Chance a la Mer in Ocean Shores, Washington. All persons who may desire to object to such assessments are hereby notified to appear and present their objections at the hearing.

The Council hereby designates Wayne Tanaka, attorney with the firm Ogden Murphy Wallace PLLC, Seattle, Washington, to serve as a hearing examiner to conduct the public hearing, as authorized by RCW 35.44.070. The hearing examiner will establish procedures for the public hearing consistent with state law and the Ocean Shores Municipal Code.

The hearing examiner will reduce his findings and recommendations to writing and file a report with the City Clerk within ten days following the conclusion of the public hearing, including any continuation thereof. Notice of the filing of the hearing examiner's report will be mailed by the City Clerk within five business days of the filing to any person who filed a written protest of his or her assessment at or prior to the public hearing, in accordance with state law. Appeals from the recommendation of the hearing examiner may be made in accordance with Ordinance No. 882 of the City (chapter 3.46 of the Ocean Shores Municipal Code).

The City Clerk is hereby directed to publish notice of the hearing once a week for two consecutive weeks, with the date of the last publication to be at least fifteen days prior to the date of said hearing, and to mail a notice of such hearing at least fifteen days before the date thereof, to each owner or reputed owner of any lot, tract, parcel of land, or other property in LID No. 2007-01, at the address shown on the tax rolls of the Grays Harbor County Treasurer.

Adopted at a regular meeting of the City Council of the City of Ocean Shores, Washington, held on this 9th day of August 2010.

CITY OF OCEAN SHORES,
WASHINGTON

Garland E. French, MAYOR

ATTEST:

Diane J. Foss, CMC CITY CLERK