Not acted on

ORIGINAL

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10-12-76

EAST BELLEVUE COMMUNITY MUNICIPAL CORPORATION
OF THE CITY OF BELLEVUE, WASHINGTON
RESOLUTION NO. 89

A RESOLUTION of the East Bellevue Community Council requesting preparation of a proposed amendment to the State law relative to Community Councils.

WHEREAS, a current court ruling has cast doubt on the validity of the "veto" as granted to the Community Councils, primarily because the State law is vague in defining this power, and because there was failure to provide guidelines, standards and procedural due process protections, and

WHEREAS, the citizens of "East Bellevue" and "Sammamish" annexed to the City of Bellevue with assurances that a veto capability would be theirs through the respective Community Councils, and its loss would therefore tend to disenfranchise them, and

WHEREAS, both the Bellevue City Council and the Community Councils have for over seven years accepted the existence and validity of a veto power and have behaved accordingly, and

WHEREAS, the activities of the Community Councils have been beneficial not only to their represented areas but also to the City of Bellevue in general and it is probable that loss of the veto or equivalent power would seriously undermine the effectiveness of these groups and may result in their ultimate dissolution,

NOW, THEREFORE, BE IT RESOLVED by the Community Council of the East Bellevue Community Municipal Corporation of the City of Bellevue, Washington:

Section 1. The East Bellevue Community Council hereby requests the City Attorney to study the matter and prepare amendments and/or revision to RCW.35.14.040 which would clearly define the Community Council powers.

This could take the form either of (a) preserving the veto by resolving the current deficiences of the law as referenced in the recent court ruling or (b) describing a new alternative form of community council action, possibly (1) by designating the community councils to perform Board of Adjustment and Planning Commission functions in their areas with ultimate recourse only to the courts or (2) by having the community council act as though they were an equal deliberative body with the city council in municipal corporation land use decisions, with concurrence of both bodies necessary for a change to occur.

Section 2. The East Bellevue Community Council hereby requests that both the East Bellevue and Sammamish Community Councils be consulted during the writing of such amendments and following preparation of wording agreeable to East Bellevue Community Council, Sammamish Community Council and the Bellevue City Council, that the City Council use its influence

in promoting passage of such clarifying legislation.

Section 3. The Clerk is hereby directed to certify the original of the Resolution, to file the same and to keep the same on file in her office. The Clerk is further directed to distribute certified or conformed copies of this Resolution to the Bellevue City Council, City Attorney, and the City Manager.

PASSED by a majority vote of the East Bellevue Community Council on the 19th day of October, 1976.

SIGNED in authentication of its passage this 19th day of October, 1976.

(SEAL)

Howard E. Wilson, M.D.
Chairman

ATTEST:

Sharon S. Stewart
Deputy City Clerk