

AN ORDINANCE OF THE CITY OF BELLINGHAM, WASHINGTON, AMENDING BELLINGHAM MUNICIPAL CODE SECTION 4.84.010 RELATED TO DISPOSITION OF CITY-OWNED REAL PROPERTY.

WHEREAS, pursuant to RCW 35.21.730 through 35.21.755, the City Council of the City of Bellingham, Washington created the Bellingham Public Development Authority; and

WHEREAS, RCW 35.21.730 – 35.21.755 authorizes a city to transfer any funds, real or personal property, property interests, or services to a Public Development Authority with or without consideration and sets forth a procedure for such transfers, and

WHEREAS, real property that is transferred by the City to the Public Development Authority can only be sold or encumbered after approval by the City Council at a noticed public meeting; and


WHEREAS, the procedures for disposition of City property provided for in Bellingham Municipal Code 4.84 are not applicable to property transfers to the Bellingham Public Development Authority and are adequately addressed in the relevant state law;

NOW THEREFORE, THE CITY OF BELLINGHAM DOES ORDAIN:

Section 1: Bellingham Municipal Code Section 4.84.020 – Policy and Procedures for Disposition of City-owned Real Property is hereby amended as follows:

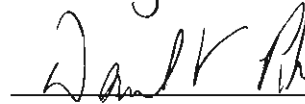
- A. No change.
- B. No change.
- C. No change.
- D. The procedures for disposition of City-owned real property as provided in this chapter shall not apply to transfers of real property by the City to the Bellingham Public Development Authority. Transfer of City-owned real property to the Bellingham Public Development Authority and subsequent sale shall be governed by State law, RCW 35.21.730 – 35.21.755, as now constituted or hereafter amended.

PASSED by the Council this 12th day of January, 2009.



Council President

APPROVED by me this 23rd day of January, 2009.



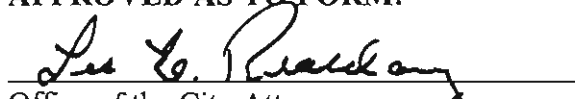
Mayor

ATTEST:



Finance Director

APPROVED AS TO FORM:



Office of the City Attorney

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