

BEFORE THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

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| FOR THE PURPOSE OF EXTENDING THE |) | RESOLUTION NO. 84-481 |
| DEADLINE FOR PETITIONS FOR |) | |
| LOCATIONAL ADJUSTMENT TO THE URBAN |) | Introduced by the |
| GROWTH BOUNDARY RECEIVED PRIOR TO |) | Executive Officer |
| JULY 1, 1984 |) | |

WHEREAS, Code Section 3.01.020 requires all petitions for locational adjustment to the Urban Growth Boundary to be submitted by July 1 and completed not later than two weeks from the date of notification of incompleteness; and

WHEREAS, The position in the Intergovernmental Resource Center responsible for advising applicants and reviewing petitions was vacant for the two months preceding July 1, 1984; and

WHEREAS, All four of the applicants who filed for adjustments prior to July 1, 1984, must provide additional information and have requested extensions beyond the two week completion period; and

WHEREAS, The purpose of the July 1 deadline is to enable the staff to organize review of applications in an orderly manner; and

WHEREAS, It is in the public interest to extend the filing/completion deadline for applicants who filed on or before July 1, 1984, so that their applications can be considered this year rather than next year and that development can proceed in a timely and orderly manner; and


WHEREAS, The Council pursuant to Code Section 3.01.020 has the authority to extend the deadline for filing applications which would allow these applicants to refile when their applications are complete; and

WHEREAS, To avoid confusion the four applications submitted prior to July 1 should be treated as refiled upon completion rather than requiring actual refiling; now, therefore,

BE IT RESOLVED,

That for those applications for locational adjustments to the Urban Growth Boundary received on or before July 1, 1984, the deadline for filing a completed application is extended until July 1, 1985, and completed applications shall be treated as refiled.

ADOPTED by the Council of the Metropolitan Service District this 26th day of July, 1984.



Presiding Officer

JH/gl
1641C/381
07/13/84

CONSIDERATION OF A RESOLUTION FOR THE PURPOSE OF
EXTENDING THE COMPLETION DEADLINE FOR PETITIONS
FOR LOCATIONAL ADJUSTMENT OF THE URBAN GROWTH
BOUNDARY RECEIVED PRIOR TO JULY 1, 1984.

Date: July 13, 1984

Presented by: Eleanore Baxendale

FACTUAL BACKGROUND AND ANALYSIS

Four applications for locational adjustments to the Urban Growth Boundary (UGB) were received by July 1, 1984. On July 6, 1984, staff mailed notice of the results of its check for petition completeness to each applicant. Because the position assigned responsibility for providing applicants assistance in completing their petitions was vacant for the two months proceeding July 1, none of the petitioners had been able to assemble all items needed for completeness. Some of the items outstanding, such as local government comment, may take up to several months to obtain.

Code Section 3.01.020 requires applications to be completed not later than July 1 or two weeks from the date of notification on completeness, whichever is later. Three of the four applicants have requested additional time past the two week deadline and the fourth is expected to do so. The purpose of the deadline is for orderly review of applications. If the deadline were not extended, no applications would be heard this year, and this certainly was not the purpose of the deadline.

The Code authorizes the Council, upon request of the Executive Officer or a Councilor, to waive the July 1 filing date. In essence, this allows the Council to also extend the completion date, since the current applicants could then refile the application with the completed data. Rather than require actual refiling, the Council should waive the filing deadline and treat all applications submitted by July 1, 1984, as refiled when completed. This action would apply only to those applications submitted on or before July 1.

EXECUTIVE OFFICER'S RECOMMENDATION

The Executive Officer recommends adoption of the attached Resolution.

COMMITTEE CONSIDERATION AND RECOMMENDATION

This action was not reviewed by the Development Committee because the applicants had not requested extensions as of the time

of the Committee meeting. The Committee met on July 9, the same day the applicants probably received the notice of incompleteness.

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1641C/382
07/13/84