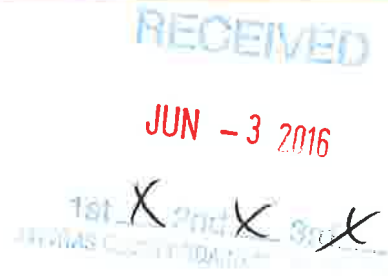**Jerald V. Pettit**
Kittitas County Auditor
205 West 5th – Suite 105
Ellensburg, WA 98926
509-962-7504 Fax 509-962-7687

June 3, 2016

Board of County Commissioners
Kittitas County
205 W. 5th, Suite 108
Ellensburg, WA 98926

RE: Petition to create a District: Port of Upper Kittitas County

This office received a petition to create an Upper Kittitas County Port District, boundaries described as:

"All Areas Defined by the Boundaries of the Upper Kittitas County District Court"

That area, as more clearly defined in County Code Chapter 2.08, includes the following Voting Precincts:

"Hyak, Easton, Mountain, Ronald, all Roslyn precincts, Roslyn Outlying, all Cle Elum precincts, Kachess, South Cle Elum, Peoh Point, Swauk, Teanaway, and Westside"

The petition received contained a total of ____422____ signatures. Of those signatures, ____362____ were valid signatures.

Said petitions contain **SUFFICIENT** signatures of registered voters, as required by **RCW 53.04.023** to be issued a certificate of Sufficiency. The petition must be signed by voters residing within the proposed port district equal in number to at least ten percent of such voters who voted at the last county general election. A total of 2636 voters participated in the last county general election, requiring a minimum of 264 valid signatures.

This is adequate to be issued a certificate of sufficiency with 125%.

A public hearing on creation of the proposed port district shall be held by the county legislative authority if the county auditor certifies that the petition contained sufficient valid signatures. Notice of the public hearing must be published in the county's official newspaper at least ten days prior to the date of the public hearing.

Dated this 3rd day of June, 2016

Jerald V. Pettit
Kittitas County Auditor
c: Gary Hammons

RCW 53.04.023

Formation of less than countywide district.

A less than countywide port district with an assessed valuation of at least one hundred fifty million dollars may be created: (1) In a county that already has a less than countywide port district located within its boundaries; or (2) under the provisions of RCW **53.04.025**. Except as provided in this section, such a port district shall be created in accordance with the procedure to create a countywide port district.

The effort to create such a port district is initiated by the filing of a petition with the county auditor calling for the creation of such a port district, describing the boundaries of the proposed port district, designating either three or five commissioner positions, describing commissioner districts if the petitioners propose that the commissioners represent districts, and providing a name for the proposed port district. The petition must be signed by voters residing within the proposed port district equal in number to at least ten percent of such voters who voted at the last county general election.

A public hearing on creation of the proposed port district shall be held by the county legislative authority if the county auditor certifies that the petition contained sufficient valid signatures. Notice of the public hearing must be published in the county's official newspaper at least ten days prior to the date of the public hearing. After taking testimony, the county legislative authority may make changes in the boundaries of the proposed port district if it finds that such changes are in the public interest and shall determine if the creation of the port district is in the public interest. No area may be added to the boundaries unless a subsequent public hearing is held on the proposed port district.

The county legislative authority shall submit a ballot proposition authorizing the creation of the proposed port district to the voters of the proposed port district, at any special election date provided in RCW **29A.04.330**, if it finds the creation of the port district to be in the public interest.

The port district shall be created if a majority of the voters voting on the ballot proposition favor the creation of the port district. The initial port commissioners shall be elected at the same election, from districts or at large, as provided in the petition initiating the creation of the port district. The election shall be otherwise conducted as provided in RCW **53.12.172**, but the election of commissioners shall be null and void if the port district is not created.

[2014 c 15 § 1; 1997 c 256 § 1; 1994 c 223 § 84; 1993 c 70 § 1; 1992 c 147 § 2.]

NOTES:

Effective date—1997 c 256: "This act is necessary for the immediate preservation of the public peace, health, or safety, or support of the state government and its existing public institutions, and takes effect immediately [May 5, 1997]." [**1997 c 256 § 2.**]

Severability—1992 c 147: See note following RCW **53.04.020**.