

When Recorded Return To:
Dave Mandyke, Deputy Director
Public Works & Utilities
City of Spokane
808 W Spokane Falls Blvd
Spokane, WA 99201

**FIRST AMENDMENT TO SPOKANE COUNTY FIRE PROTECTION DISTRICT
NO. 10 CITY OF SPOKANE FIRE DPARTMENT SERVICE AGREEMENT**

THIS FIRST AMENDMENT is entered into as of the 2nd of May, 2006 by and between SPOKANE COUNTY FIRE PROTECTION DISTRICT NO. 10, a municipal corporation, referred to as "District", and the CITY OF SPOKANE, a municipal corporation, referred to as "City".

WHEREAS, on or about October 5, 1999, District and City approved an agreement titled Spokane County Fire Protection District No. 10 City of Spokane Fire Department Services Agreement relating to future annexations by the City of areas within the District's service area (the "Agreement").

WHEREAS, on January 3, 2006 by Resolution 2005-0151, the City expressed its intent to annex the 42.28 acre Park Place area located southwest of Nine Mile Road, south of Rosewood Avenue, west of Hartley Street, and immediately southwest of the intersection of Hartley Street and Francis Avenue, contiguous to the City's Northwest Neighborhood ("Park Place Annexation").

WHEREAS, the majority of the area to be annexed in the Park Place Annexation lies within District boundaries.

WHEREAS, the area to be annexed lies within a remote area of the District that is physically closer to City fire facilities and resources.

WHEREAS, annexation of this area would improve Fire and EMS service delivery, while reducing a service delivery challenge for the District.

WHEREAS, District has asked the Boundary Review Board for Spokane County to invoke jurisdiction and conduct a hearing relative to the Park Place Annexation.

WHEREAS, District and City wish to provide for mitigation of financial impacts to the District resulting from the Park Place Annexation.

NOW, THEREFORE, in consideration of the facts set forth hereinabove, City and District hereby agree as follows:

1. Agreement Documents. The Spokane County Fire Protection District No. 10 City of Spokane Fire Department Services Agreement, dated October 5, 1999, and any previous amendments and/or extensions/renewals, thereto, are incorporated by reference into this First Amendment as though written in full and shall remain in full force and effect except as provided herein.

2. Valuation. Pursuant to the terms of Section (I)(9) of the Agreement, City and District agree that the assessed valuation of the real property included in the Park Place Annexation, as approved by City Ordinance following review and/or hearing by the Boundary Review Board, shall be included in determining whether or not cumulative annexations by the City within the District's service area since approval of the Agreement constitute at least sixty percent of the assessed valuation of the real property of the District.

3. Provision of Fire Protection and Emergency Services. Upon the effective date of the Park Place Annexation, all areas within the Park Place Annexation, as approved by the City Council following review and/or hearing by the Boundary Review Board, shall be automatically removed from the jurisdiction of the District and the City shall be responsible for providing fire protection and emergency medical services within the area annexed by the City.

4. Property Taxes. There shall be no payment of any kind made by the City to the District or by the District to the City as a result of the Park Place Annexation, as modified by the Boundary Review Board or otherwise; provided, the Park Place Annexation shall be included in determining whether or not cumulative annexations by the City within the District's service area constitute at least sixty percent of the assessed valuation of the real property of the District as provided in the Agreement. The District hereby expressly waives its rights under Section (I)(13) of the Agreement to payment of the property taxes the District would have collected but for the Park Place Annexation.

5. Boundary Review Board Hearing. The District agrees to testify in support of the Park Place Annexation to the Boundary Review Board and further agrees not to appeal the Boundary Review Board's resolution and hearing decision approving and/or modifying the Park Place Annexation.

6. Government Approval. The District acknowledges that this Amendment does not bind the City until it has been approved by the Spokane City Council in an Open Public Meeting and signed by the Mayor or Deputy Mayor.

IN WITNESS WHEREOF, the parties hereto have executed this instrument the day and year first above written.

City of Spokane

By [Signature]
Mayor/Deputy Mayor

Spokane County Fire Protection District No. 10

By [Signature]
Chair

ATTEST:

[Signature]
City Clerk

By [Signature]
Commissioner

By [Signature]
Commissioner

By [Signature]
District Secretary

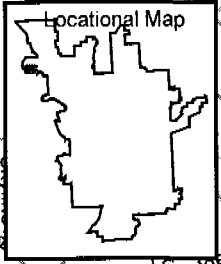
APPROVED AS TO FORM:

[Signature]
Assistant City Attorney



Park Place Annexation Fire Districts

27 July 2006



Aubrey L White

Unservd

Fire District #9

**City of Spokane
Fire District**

Fire District #10

Unservd

Legend

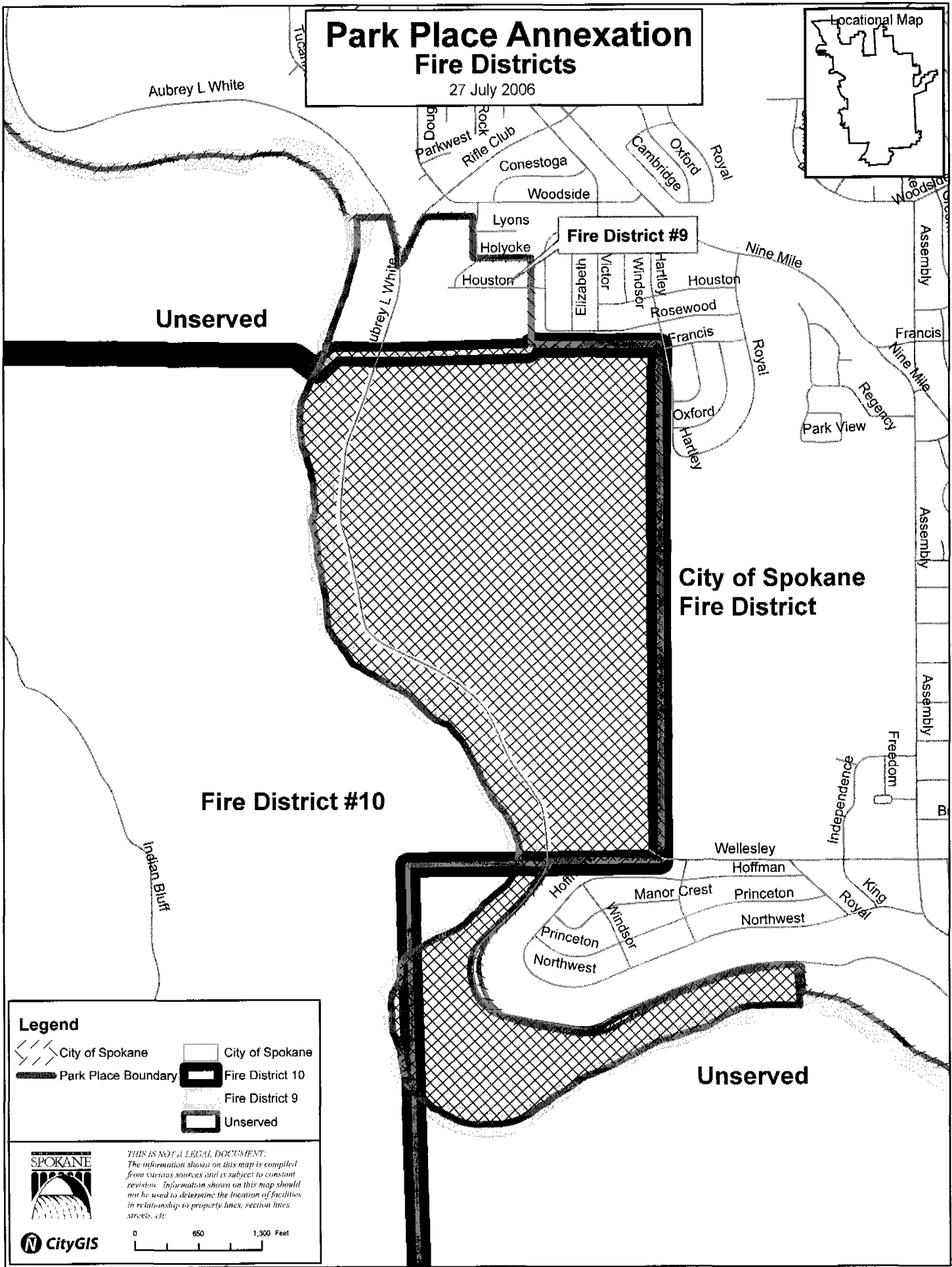
- City of Spokane
- Park Place Boundary
- Fire District 10
- Fire District 9
- Unservd



*THIS IS NOT A LEGAL DOCUMENT.
The information shown on this map is compiled from various sources and is subject to constant revision. Information shown on this map should not be used to determine the location of facilities in relationship to property lines, section lines, streets, etc.*

CityGIS

0 650 1,300 Feet



Park Place Annexation: parcels inside District 10

PARCEL_NO	SITE_ADDRESS	OWNER_NAME	ACREAGE	ASSESSED VALUATION
25031.9014	2223 ADDRESS UNKNOWN.	WASH STATE DEPT PARKS & REC	3.52	\$0
25032.9015	2254 ADDRESS UNKNOWN.	WASH STATE DEPT PARKS & REC	42.39	\$0
25041.9008	2278 ADDRESS UNKNOWN.	WASH STATE DEPT PARKS & REC	2.50	\$0
26335.9002	8058 ADDRESS UNKNOWN.	WASH STATE DEPT PARKS & REC	40.75	\$0
26342.9002	8133 ADDRESS UNKNOWN.	WASH STATE DEPT PARKS & REC	80.00	\$0
26342.9019		FAIRMOUNT MEMORIAL PARK	3.83	\$1,920
26342.9020	8132 ADDRESS UNKNOWN.	PLEASE GRAHAM, LLC	42.07	\$25,760
26342.9021	8132 ADDRESS UNKNOWN.	FAIRMOUNT MEMORIAL PARK	28.07	\$14,040
26342.9022	8132 ADDRESS UNKNOWN.	FAIRMOUNT MEMORIAL PARK	4.00	\$2,000
26343.9004	8135 ADDRESS UNKNOWN.	WASH STATE DEPT PARKS & REC	31.06	\$0
26343.9006	8136 ADDRESS UNKNOWN.	FAIR MEM PARK	0.92	\$0
26343.9009	8138 ADDRESS UNKNOWN.	FAIR MEM PARK	10.90	\$5,560
26343.9010	5200 W WELLESLEY AVE	FAIR MEM PARK	3.25	\$1,660
26345.9016	8134 ADDRESS UNKNOWN.	FAIRMOUNT MEMORIAL PARK	72.17	\$36,090
		TOTALS	365.43	\$87,030