

ORDINANCE NO. 2016-27

AN ORDINANCE, providing for the annexation of an island of territory in the vicinity of Fifth Street and North Western Avenue otherwise known as the Fifth Street Island Annexation.

WHEREAS, the City Council of the City of Wenatchee passed Resolution No. 2016-44 on September 22, 2016, declaring the Council's intention to annex to the City a certain island of territory contiguous to the city limits of the City; and

WHEREAS, the City of Wenatchee has determined the appropriate zoning to be applied to the lands within the area to be annexed as set forth in Title 10 WCC; and

WHEREAS, the City Council held a public hearing as called for by Resolution No. 2016-44 on October 27, 2016; and

WHEREAS, the City Council determined that the annexed property would benefit from existing city services and facilities such that the annexed property should assume and share in paying the existing City indebtedness; and

WHEREAS, the property annexed by this Ordinance consists of approximately 17.3 acres with at least 80% of the boundaries of said property being contiguous to the City of Wenatchee, the property is within the same county (Chelan) as the City of Wenatchee, and the property is within the same urban growth area designated under RCW 36.70A.110; and

WHEREAS, the City planned under Chapter 36.70A RCW at all times relevant hereto; and

WHEREAS, the property annexed pursuant to this Ordinance has not heretofore been incorporated as a city or town.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF WENATCHEE DO ORDAIN as follows:

SECTION I

That the following described real property located in Chelan County, Washington, contiguous to the City of Wenatchee, to-wit:

See Exhibit "A" attached hereto and incorporated herein by reference as if fully set forth;

and each and every part thereof be and the same is hereby annexed to the City of Wenatchee, State of Washington; and that the corporate limits of the City of Wenatchee be and they are hereby extended so as to include the property and territory hereinbefore fully described. That said property be assessed and taxed at the same rate and on the same basis as the property of the City of Wenatchee is assessed and taxed to pay for the now outstanding indebtedness of the City of Wenatchee contracted prior to or existing at the time of this annexation.

SECTION II

That the property described in Section I hereof be and the same is hereby classified and zoned as provided in Title 10 WCC.

SECTION III

The Comprehensive Plan be and it is hereby amended to incorporate the provisions of this Ordinance.

SECTION IV

This Ordinance shall take effect on December 12, 2016. Notice of the proposed effective date of the annexation, together with a description of the property annexed shall be published once a week for two weeks in one or more newspapers of general circulation within the area to be annexed, and further stating that the annexed property shall be assessed and taxed at the same rate and on the same basis as the property of the City of Wenatchee is assessed and taxed to pay for the now outstanding indebtedness of the City of Wenatchee contracted prior to at the time of the annexation and that the property annexed shall be zoned as provided by Title 10 WCC.

SECTION V

This Ordinance shall be subject to referendum for 45 days after the passage hereof. Upon the filing of a timely and sufficient referendum petition as provided in RCW 35A.14.299, a referendum election shall be held as provided in RCW 35A.14.299, and the annexation shall be deemed approved by the voters unless a majority of the votes cast on the proposition are in opposition thereto. After the expiration of the 45th day from the passage of this ordinance, but excluding the date of passage, if no timely and sufficient referendum petition has been filed, as provided by RCW 35A.14.299, the area annexed shall become a part of the City upon the date set forth in Section IV above.

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PASSED BY THE CITY COUNCIL OF THE CITY OF
WENATCHEE, at a regular meeting thereof, this 27 day of October, 2016.

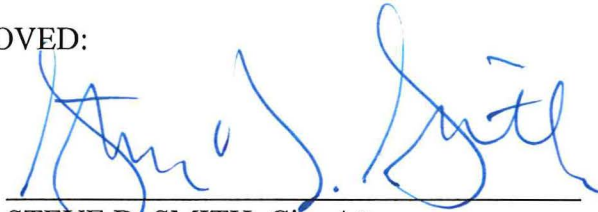
CITY OF WENATCHEE, a Municipal
Corporation

By: 
FRANK KUNTZ, Mayor

ATTEST:

By: 
TAMMY STANGER, City Clerk

APPROVED:

By: 
STEVE D. SMITH, City Attorney

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EXHIBIT A

City of Wenatchee, Washington

BOUNDARY DESCRIPTION OF THE FIFTH STREET ISLAND ANNEXATION

August 9, 2016

That portion of the southwest quarter of the northwest quarter and the northwest quarter of the southwest quarter of Section 4, and the northeast quarter of the southeast quarter of Section 5, all in Township 22 North, Range 20 East of the Willamette Meridian, Chelan County, Washington, being more particularly described as follows:

Commencing at the TRUE POINT OF BEGINNING, said point being the northwest corner of the West half of the southeast quarter of the northwest quarter of the southwest quarter of said Section 4, said corner being also the northwest corner of Washington School Second Addition, according to the plat thereof recorded in Volume 8 of Plats, at page 44, records of said County, and also a point on the East line of Mulhall's First Addition, according to the plat thereof recorded in Volume 9 of Plats, at page 5, records of said County; thence northerly along the East line of said Mulhall's First Addition to the northeast corner thereof; thence westerly along the northerly line of said first addition to the northwest corner of Lot 17 thereof; thence southerly along the West boundary of said first addition to the northeast corner of Lot 10 thereof; thence westerly along the North line of said first addition to the northwest corner of Lot 9 thereof; thence continuing on the westerly extension of said North line to a point of intersection with the East right of way of Western Avenue; thence northerly along said East right of way line to a point of intersection with a line being parallel to and 194.01 feet South of the South right of way line of Fifth Street; thence East 107 feet; thence North 91 feet; thence East 80.81 feet; thence North 9.65 feet; thence East 385.11 feet to a half-inch iron pipe; thence North to the South right of way line of Fifth Street; thence continue North to the North right of way line of Fifth Street and the West right of way line of Poplar Avenue; thence easterly along the North right of way line of Fifth Street 171.17 feet, more or less, to a point of intersection with the southerly extension of the East line of Ball-Zielinski Addition, according to the plat thereof recorded in Volume 8 of Plats, at page 58, records of said County; thence northerly along the southerly extension of said East line 172.20 feet to the southeast corner of Lot 6, said Ball-Zielinski Addition; thence continuing northerly along the East line of said addition to the northeast corner thereof; thence westerly along the North line of said addition and the westerly extension thereof to a point of intersection with the West right of way line of Poplar Row; thence southerly along said West right of way line to a point of intersection with the South line of the North half of the southwest quarter of the southwest quarter of the northwest quarter of said Section 4; thence westerly along said South line to a point of intersection with the East line of the West 410 feet of said southwest quarter of the southwest quarter of the northwest quarter; thence southerly along said East line to a point of intersection with the north line of the South 200 feet of the East 110 of the West 410 feet of said Section subdivision; thence westerly along the North line to a point of intersection with the West line of said East 110 feet; thence southerly along said West line of the East 110 to a point of intersection with the North right of way line of Fifth Street; thence westerly along said North right of way line to a point of intersection with a line parallel to and 200 feet easterly of the West right of way line of Western Avenue; thence southerly along said parallel line to a point of intersection with the South right of way line of Fifth Street; thence westerly along said southerly right of way line to a point of intersection with the East right of way line of Western Avenue; thence southerly along said East right of way line to a point of

(Fifth Street Island Annexation boundary description continued)

intersection with the easterly extension of the South line of Lot 8, Block 3, Westpark Addition, according to the plat thereof recorded in Volume 5 of Plats, at page 44, records of said County; thence westerly along said South line and the easterly extension thereof to the southwest corner of said Lot 8, Block 3; thence southerly along the West line of Lots 9-12, Block 3, said Westpark Addition to the southwest corner of said Lot 12; thence westerly along the South line of said Westpark Addition to the northeast corner of Lot 1, Block 2, Westpark 2nd Addition, according to the plat thereof recorded in Volume 7 of Plats, at page 55, records of said County; thence southerly along the East line of Lots 1-6, Block 2, said 2nd Addition to the southeast corner of said Lot 6; thence easterly on the easterly extension of the South line of said Lot 6 to a point of intersection with the East right of way line of Western Avenue; thence southerly along said East right of way line to a point of intersection with the North right of way line of Orchard Avenue; thence easterly along said North right of way line to a point of intersection with the West line of the West half of the southeast quarter of the northwest quarter of the southwest quarter of said Section 4; thence northerly along said West line to the TRUE POINT OF BEGINNING.

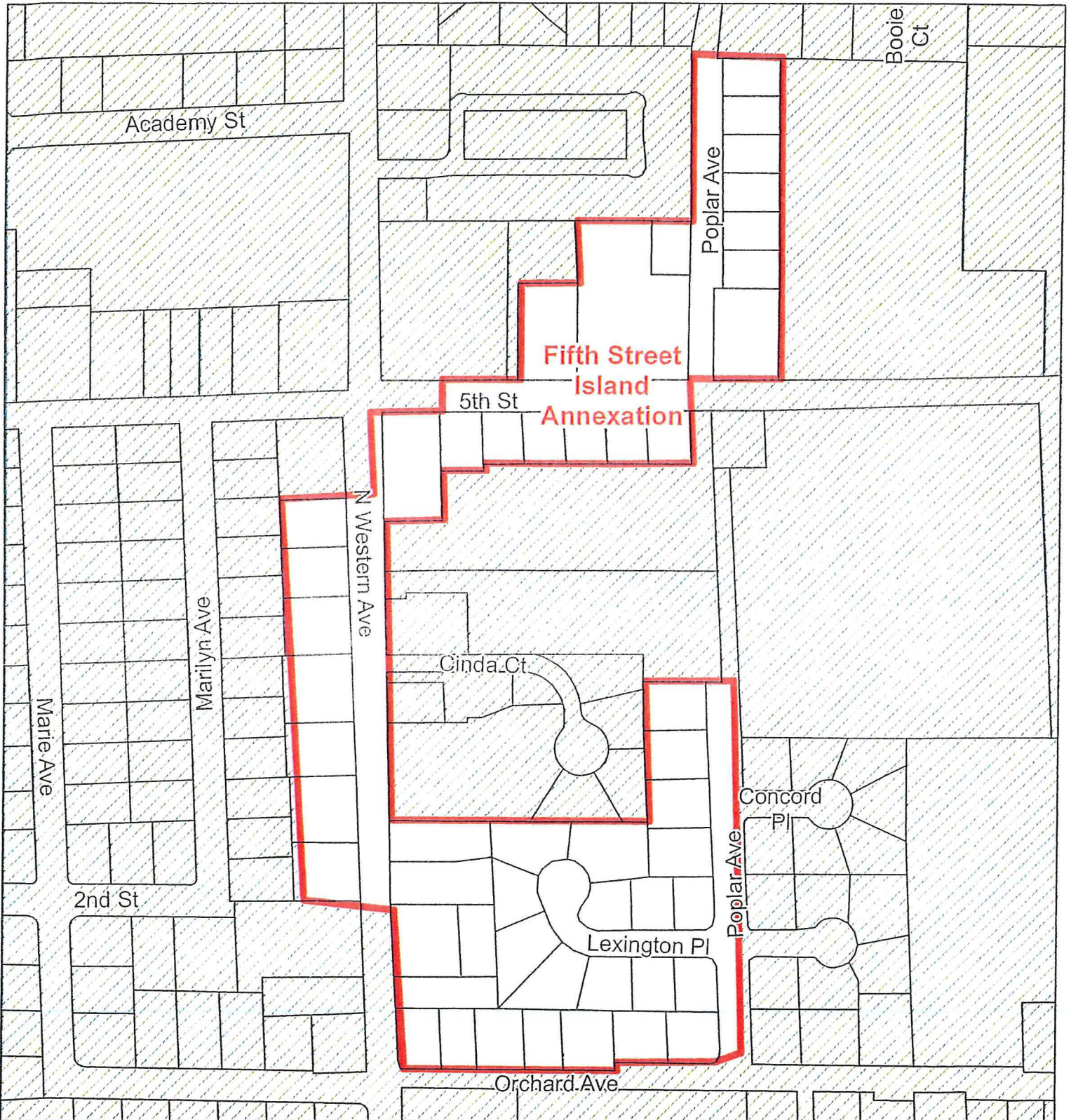
Prepared By: Erik B. Gahringer, PLS
48° North
Professional Land Surveyors & Geospatial Consultants
P.O. Box 561
Winthrop, WA 98862-0561
Phone: (509) 436-1640

Date: August 9, 2016



Exhibit B

Fifth Street Island Annexation Area



Legend

-  Fifth Street Island Annexation
-  Urban Growth Area
-  Parcels
-  City Limits

0 50 100 200 300 Feet

