After Recording Return To:
City of Colville
City Clerk
170 South Oak
Colville, WA 99114

ORDINANCE NO. 1420 N.S.

AN ORDINANCE PROVIDING FOR THE ANNEXATION OF THAT CERTAIN TERRITORY LYING AND BEING CONTIGUOUS TO THE CITY OF COLVILLE, IN STEVENS COUNTY, STATE OF WASHINGTON, AS PARTICULARLY DESCRIBED HEREIN (BEARDSLEE)

WHEREAS, the Colville City Council approved a Notice of Intent to Commence Annexation submitted by the owners of not less than 10% of the assessed valuation of the territory at a regular Council meeting on March 10, 2009; and

WHEREAS, a sufficient percentage of the owners of the property lying and being within the hereinafter described property have petitioned for the annexation of said territory to the City of Colville; and

WHEREAS, the proposed annexation is located within the City of Colville's adopted Urban Growth Area; and

WHEREAS, annexation within the Urban Growth Area is consistent with the policies and requirements of the Washington State Growth Management Act; and

WHEREAS, on April 28, 2009, the City Council held a public hearing to consider annexation of the property and is favorable to the annexation of said property.

NOW, THEREFORE, the City Council of the City of Colville, Washington, do hereby ordain as follows:

SECTION 1

That the area and territory lying and being within the following described real estate, situated in Stevens County, Washington, and by this reference incorporated herein, shall be and is hereby annexed to the City of Colville, Washington, and shall be and become a part of said City.

ASSESSOR'S TAX PARCEL #2248425 (SP Lot 1-2006-1)

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That part of the NW 1/4 of the NW 1/4 of Section 14, and that part of the NE 1/4 of the NE 1/4 of Section 15; all in T. 35 N., R. 39 E., W.M., Stevens County, Washington, described as follows:

Commencing at the Southwest corner of the NE 1/4 of the NE 1/4 of said Section 15; thence, along the South line of said NE 1/4 of the NE 1/4; S 88°48'05" E 871.12 ft. to the intersection with the centerline of an existing public trail as generally shown and described under that public trail dedication recorded under Auditor's File No. 2002001554 and the point of beginning for this description; thence, leaving the South line of the NE 1/4 of the NE 1/4 of said Section 15 and along the centerline of said existing public trail, N 63°59'45" E 63.03 ft.; thence N 53°48'16" E 185.40 ft.; thence N 63°30'02" E 91.55 ft.; thence N 70°08'03" E 87.33 ft.; thence N 73°50'54" E 243.84 ft.; thence N 58°06'05" E 40.49 ft.; thence N 29°41'46" E 32.68 ft.; thence N 3°30'30" E 20.14 ft.; thence N 15°49'10" W 28.11 ft.; thence N 25°44'07" W 31.62 ft.; thence N 33°03'34" W 71.73 ft.; to the intersection with the Southerly boundary of Parcel "A", as shown and described on that map recorded in Book 21 of Surveys at Pages 204-205; thence leaving the centerline of said public trail and along the Southerly boundary of said Parcel "A", S 78°42'03" E 157.27 ft.; thence N 33°37'21" E 194.06 ft.; thence N 37°34'55" E 117.86 ft.; thence S 86°04'47" E 95.14 ft.; thence, leaving the southerly line of said Parcel "A", S 0°14'38" E 677.50 ft. to the South line of the NW 1/4 of the NW 1/4 of said Section 14; thence along said South line, S 88°51'28" W 555.36 ft. to the Southeast corner of the NE 1/4 of the NE 1/4 of said Section 15; thence along the South line thereof, N 88°48'05" W 472.03 ft. to the point of beginning.

Subject to and together with the following described Easement "A".

Together with that road and utility easement recorded under Auditor's File No. 2009 0000819.

Subject to that public trail dedication recorded under Auditor's File No. 2002001554.

Subject to easements and restrictions of record.

ASSESSOR'S TAX PARCEL #2248450 (SP Lot 1-2006-2)

That part of the NW 1/4 of the NW 1/4 of Section 14, T. 35 N., R. 39 E., W.M., Stevens County, Washington, described as follows:

Commencing at the Southwest corner of the NW 1/4 of the NW 1/4 of said Section 14; thence, along the South line of said NW 1/4 of the NW 1/4, N 88°51'28" E 555.36 ft. to the point of beginning of this description; thence, leaving said South line, N 0°14'38" W 677.50 ft. to the intersection with the Southerly boundary of Parcel "A", as shown and described on that map recorded in Book 21 of Surveys at Pages 204-205; thence, along the southerly boundary of said Parcel "A", S 28°10'00" E 157.44 ft.; thence S 71°41'39" E 96.53 ft.; thence N 16°31'14" E 41.55 ft.; thence leaving the Southerly boundary of said Parcel "A", N 88°51'28" E 223.02 ft.; thence S 0°14'38" E 544.68 ft. to the South line of the NW 1/4 of the NW 1/4 of said Section 14; thence, along said South line, S 88°51'28" W 400.26 ft. to the point of beginning.

Subject to and together with the following described Easement "A", Easement "B", and Easement "C".

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Together with that road and utility easement recorded under Auditor's File No. 2009 0000819.

Subject to that public trail dedication recorded under Auditor's File No. 2002001554.

Subject to easements and restrictions of record.

ASSESSOR'S TAX PARCEL #2248475 (SP Lot 1-2006-3)

That part of the NW 1/4 of the NW 1/4 of Section 14, T. 35 N., R. 39 E., W.M., Stevens County, Washington, described as follows:

Commencing at the Southwest corner of the NW 1/4 of the NW 1/4 of said Section 14; thence, along the South line of said NW 1/4 of the NW 1/4, N 88°51'28" E 955.62 ft. to the point of beginning of this description; thence, leaving said South line, N 0°14'38" W 544.68 ft.; thence N 88°51'28" E 430.00 ft. to the East line of the NW 1/4 of the NW 1/4 of said Section 14; thence along said East line, S 0°14'38" E 544.68 ft. to the Southeast corner of the NW 1/4 of the NW 1/4 of said Section 14; thence, along the South line thereof, S 88°51'28" W 430.00 ft. to the point of beginning.

Together with the following described Easement "A".

Subject to and together with the following described Easement "C".

Together with that road and utility easement recorded under Auditor's File No. 2009 0000819.

Subject to easements and restrictions of record.

ASSESSOR'S TAX PARCEL #2248402 (SP 1-2006-4)

That part of the NW 1/4 of the NW 1/4 of Section 14, T. 35 N., R. 39 E., W.M., Stevens County, Washington, described as follows:

Commencing at the Southeast corner of the NW 1/4 of the NW 1/4 of said Section 14; thence, along the East line thereof, N 0°14'38" W 544.68 ft. to the point of beginning for this description; thence, leaving said East line, S 88°51'28" W 653.02 ft. to the intersection with the Southerly boundary of Parcel "A", as shown and described on that map recorded in Book 21 of Surveys at Pages 204-205; thence, along the Southerly boundary of said Parcel "A", N 52°48'36" W 92.15 ft.; thence N 9°50'39" E 70.43 ft.; thence N 60°06'29" E 203.90 ft.; thence N 17°38'56" E 127.94 ft.; thence N 63°30'27" E 138.92 ft.; thence N 30°36'57" E 160.25 ft.; thence N 59°19'06" E 254.58 ft.; thence N 37°13'17" E 116.69 ft. to the East line of the NW 1/4 of the NW 1/4 of said Section 14; thence, along said East line, S 0°14'38" E 758.32 ft. to the point of beginning.

Together with the following described Easement "A" and Easement "B".

Together with that road and utility easement recorded under Auditor's File No. 2009 0000819.

Subject to that public trail dedication recorded under Auditor's File No. 2002001554.

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Subject to easements and restrictions of record.

EASEMENT "A"

An easement for ingress, egress, and utilities, over, under, and across a strip of land 56.00 ft. wide, located in the NW 1/4 of the NW 1/4 of Section 14, T. 35 N., R 39 E., W.M., Stevens County, Washington, said 56.00 ft. wide easement lying 28.00 ft. on each side of the following described centerline:

Commencing at the Southeast corner of the NW 1/4 of the NW 1/4 of said Section 14; thence, along the South line thereof, S 88°51'28" W 430.00 ft.; thence, leaving said South line, N 0°14'38" W 343.97 ft. to the centerline of an existing road and the point of beginning for this description; thence, along the centerline of said existing road, N 54°29'52" W 88.44 ft. to the beginning of a curve concave to the South, having a radius of 267.00 ft.; thence, along said curve and centerline, Northwesterly 130.19 ft. through a central angle of 27°56'18" to a point herein referred to as Point "B"; thence, continuing along said curve and centerline, Westerly 77.71 ft. through a central angle of 16°40'30"; thence S 80°53'20" W 352.18 ft.; thence N 89°35'23" W 80.23 ft.; thence S 73°49'57" W 83.20 ft. to the Easterly terminus of the centerline of that 56.00 ft. wide road and utility easement described under Auditor's File No. 2009 0000819, and the end of this description.

EASEMENT "B"

An easement for ingress, egress, and utilities, over, under, and across a strip of land 56.00 ft. wide, located in the NW 1/4 of the NW 1/4 of Section 14, T. 35 N., R. 39 E., W.M., Stevens County, Washington, said 56.00 ft. wide easement lying 28.00 ft. on each side of the following described centerline:

Beginning at the above referenced Point "B", located in the centerline of the above described Easement "A"; thence leaving the centerline of said Easement "A" and along the centerline of an existing road, N 5°32'37" E 98.88 ft. to the end of this description.

EASEMENT "C"

An easement for utility purpose, over, under, and across a strip of land in the NW 1/4 of the NW 1/4 of Section 14, T. 35 N., R. 39 E., W.M., Stevens County, Washington, said easement being 20.00 ft. wide, lying 10.00 ft. on each side of the following described centerline:

Commencing at the Southeast corner of the NW 1/4 of the NW 1/4 of said Section 14; thence, along the South line thereof, S 88°51'28" W 430.00 ft. to the point of beginning for this description; thence, leaving said South line, N 0°14'38" W 343.97 ft. to the end of this description.

The property annexed is also depicted on the Short Plat by Survey No. 1-2006 of Thomas E. Todd, LS, attached as Exhibit A to this ordinance and labeled "Annexation Area Survey" (2 pages).

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SECTION 2

That the above described property shall be zoned Single Family Suburban (R-1-S) upon the effective date of the annexation, which is consistent with the Comprehensive Plan and urban growth area planning.

SECTION 3

That the above-described property shall be assessed and taxed the same rate and on the same basis as other property within the City of Colville assessment of taxes of all or any portion of the outstanding indebtedness of the City contracted or incurred prior to, or existing on, the date of the annexation.

SECTION 4

That the City Clerk is requested to file a certified copy or this ordinance and map with the Stevens County Commissioners, Stevens County Assessor, Stevens County Auditor, and shall file a certificate of population with the Office of Financial Management.

SECTION 5

This ordinance shall take effect in be in full force five (5) days from its passage, approval and publication.

Passed and adopted by the City Council of the City of Colville, Washington the 28th day of April, 2009.

MAYOR RICHARD NICHOLS

Attest:
Holly Pannell, CMC, PFO, City Clerk/
Human Resources Manager

Approved as to form:

City Attorneys McGrane and Schuerman

OrdBeardsleeAnnex2ndAddition