Ordinance No. 562

RECEIVED
APR 30 2009
OFM FORECASTING

An ordinance annexing property into the City of Forks.

Shearer Annexation

WHEREAS, property owners of over 10% in value of the property described below notified the City Council of their intent to commence annexation proceedings for said area; and

WHEREAS, during that meeting the City Council did determine that it would accept the proposed annexation. In addition, the Council determined that it would require the simultaneous adoption of the Forks Zoning Code and Zoning Map upon the proposed annexation area. Finally, the Council determined that it would not require the assumption of any part of existing city indebtedness by the annexed area; and,

WHEREAS, the City Council received a petition for annexation of the area signed by the owners of over 60% of the value of all of the land in the area to be annexed; and

WEHREAS, the Clallam County Boundary Review Board took no action on the petition after said petition and associated documentation was forwarded to said Board for their review and languished there without review or action;

WHEREAS, the City Council held a public hearing on the petition on 10 November 2008 and determined that the annexation would be in the best interest of the community and that the annexation should take place;

WHEREAS, the City Council received a petition for annexation of the area signed by the owners of over 60% of the value of all of the land in the area to be annexed; and

WHEREAS, the City Council held a public hearing on the petition, after notice was published in the City's journal of record and sent to adjacent landowners and Clallam County, and determined that tax revenues would be increased by the annexation and that the annexation should take place;

BASED UPON THESE FINDINGS, The City Council of the City of Forks do ordain as follows:

Section 1. The following described real property contiguous to the current limits of the City of Forks shall be annexed to and become a part of the City of Forks:

Lot 4 of Decker Short Plat, recorded October 29, 1985 in Volume 15 of Short Plats, page 84, under Clallam County Recording No. 572049, being a portion of the NW ¼ of the SE ¼ of Section 9, T 28 N, R 13 W, W.M., Clallam County, Washington.

Subject to: Easements recorded under Auditor's File Nos. 371675 and 611002 Covenants, Conditions, restrictions, reservations, easements, fence encroachment and/or other servitudes disclosed by Decker Short Plat recorded under Auditor's File No. 572049 Reservations contained in instrument recorded under Auditor's File No. 279553 Agreement and the terms and conditions thereof, including assessments, recorded under Auditor's File No. 2005 11168481.

Tax Parcel No. 132809429040

Approximately 0.98 acres

See Attachment A to this ordinance for a map of the annexed area.

Section 2. Assumption of Indebtedness. The property described in Section 1 and annexed into the City of Forks shall not be required to assume any past indebtedness of the City of Forks.

Section 3. Assumption of Forks Urban Growth Area Zoning Code. The property described in Section 1 shall be zoned in the manner noted within the Forks Zoning Code and the map that accompanies said code.

Section 4. Effective Date. This ordinance shall take effect five days after the publication of this ordinance within the Forks Forum.

Nedra Reed, Mayor

AUTHENTICATED AND ATTESTED TO:

R. Daniel Leinan, Clerk/Treasurer

APPROVED AS TO FORM:

William R. Fleck, Attorney/Planner