

ORDINANCE NO. 2010-1403

AN ORDINANCE OF THE CITY OF CHELAN, WASHINGTON, PROVIDING FOR THE ANNEXATION OF CERTAIN REAL PROPERTY TO THE CITY; INCORPORATING THE SAME WITHIN THE CITY LIMITS; PROVIDING FOR THE ASSUMPTION OF EXISTING INDEBTEDNESS; ADOPTING A COMPREHENSIVE LAND USE PLAN AND ZONING DESIGNATION.

WHEREAS on January 14, 2010 the City Council of the City of Chelan, Washington received a petition from over sixty percent (60%) of the owners of the real property legally described in Exhibit A, and the boundaries of which are depicted on Exhibit B (the Mertes Area).

WHEREAS the City Council determined it would accept the annexation of the Mertes Area;

WHEREAS, the Mertes Area is within the boundaries of the Urban Growth Area of the City, and the annexation of the Mertes is consistent with the provision of the Comprehensive Plan of the City;

WHEREAS, the City has adopted proposed zoning regulations for the Mertes Area, together with a pre-annexation zoning map pursuant Resolution No. 98-992 and RCW 35A.14.330 and RCW 35A.14.340;

WHEREAS, the City Council, after required public notices, held a public hearing on January 14, 2009 to receive public input to the annexation of the Mertes Area;

WHEREAS the City Council finds that it is in the best interests of the health, safety, morals and general welfare of the citizens of the City and the citizens of the Mertes Area for the Mertes Area to be annexed to the City;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CHELAN, WASHINGTON DO ORDAIN AS FOLLOWS:

Section 1. The above Recitals are incorporated into this Ordinance;

Section 2. The Mertes Area is annexed to and made part of the City.

Section 3. All water rights appurtenant to the Mertes Area shall be transferred to the City, pursuant to Chapter 13.40 of the Chelan Municipal Code.

Section 4. All property within the Mertes Area shall be assessed and taxed at the same rate and on the same basis as the property within the City is assessed and taxed, to pay for all of the outstanding indebtedness of the City.

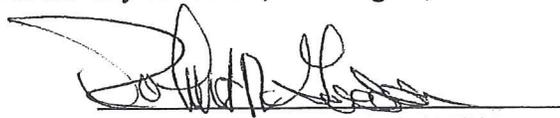
Section 5. All property within the Mertes Area shall be zoned as depicted in the official pre-annexation zoning map of the City, as adopted by Resolution No. 98-992. The Community Development Director shall insert the appropriate zoning for the Mertes Area on the official zoning map of the City upon the effective date of this Ordinance.

Section 6. The Title is approved as the summary of this Ordinance.

Section 7. The Clerk shall cause a summary of this Ordinance to be published in a newspaper of general circulation in the City and the City's official newspaper, and shall file a certified copy of this Ordinance with the Board of Commissioners for Chelan County.

Section 8. This Ordinance, being an Ordinance initiated by petition, is exempt from the requirements of RCW 35A.11.090 and shall take effect and be held in full force five (5) days after passage and publication, whichever is later.

PASSED by the City Council of the City of Chelan, Washington, this 14th day of January, 2010.


ROBERT R. GOEDDE, MAYOR

ATTEST:


LINDA ALLISON-LILES, CITY CLERK

FILED WITH THE CITY CLERK:	<u>1/7/2010</u>
PASSED BY THE CITY COUNCIL:	<u>1/14/2010</u>
EFFECTIVE DATE:	<u>1/25/2010</u>
ORDINANCE NO:	<u>2010-1403</u>
PUBLISHED ON:	<u>1/20/2010</u>

**SUMMARY OF ORDINANCE NO. 2010-1403
of the City of Chelan, Washington**

On the 14th day of January, 2010, the City Council of the City of Chelan Washington, passed Ordinance No. 2009-1403. A summary of the content of said Ordinance, consisting of the title, provides as follows:

An ordinance of the City of Chelan, Washington, providing for the annexation of certain real property to the city, incorporating the same within the city limits, providing for the assumption of existing indebtedness, and adopting a comprehensive land use plan and zoning designation.

The full text of the Ordinance will be mailed upon request.

DATED this 15th day of January, 2010.

Linda Allison-Liles
City Clerk

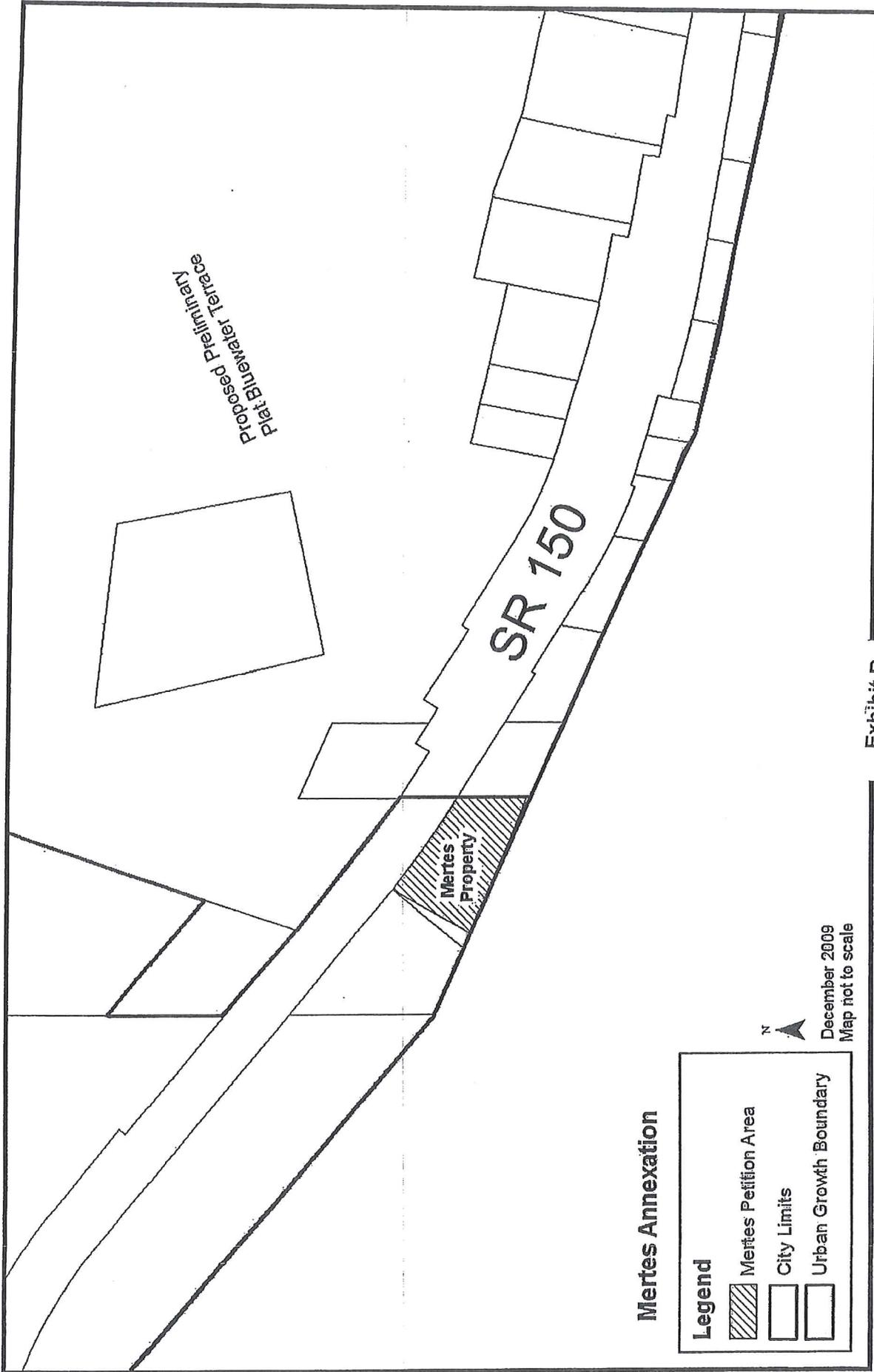
Published in the Lake Chelan Mirror on January 20, 2010.

MERTES PROPERTY LEGAL (APN 272204310060)

That portion of Government Lot 5 in Section 4, Township 27 North, Range 22, E.W.M., Chelan County, Washington described as follows: Commencing at the intersection of the east boundary and the original meander line on Lake Chelan of aforesaid Government Lot 5, thence North 79°00' West along said meander line a distance of 870.20 feet; thence North 66°00' West a distance of 487.5 feet to the true point of beginning; thence north parallel with the west line of said government lot 5 to the southerly right of way of the Chelan-Manson highway; thence northwesterly along said southerly right of way 120 feet of said line; thence south 40°00' west 145 feet, more or less, to said meander line on the shore of Lake Chelan; thence southeasterly along said meander line to the point of beginning.

EXCEPT that portion of said government Lot 5 lying westerly of the following described line:

Commencing at the West $\frac{1}{4}$ corner of said Section 4; from which the NW corner of said Section 4 bears N 00°14'44" E, a distance of 2638.86 feet; thence S 61°05'38" E, 1534.05 feet to a point on the Southerly right of way margin of SR 150 and the TRUE POINT OF BEGINNING; thence S 34°58'12" W, 117 feet, more or less, to the aforesaid meander line.



Mertes Annexation

Legend

-  Mertes Petition Area
-  City Limits
-  Urban Growth Boundary



December 2009
Map not to scale