

ORDINANCE NO. 2012-003

**AN ORDINANCE PROVIDING FOR THE ANNEXATION TO THE
CITY OF ARLINGTON OF CERTAIN
UNINCORPORATED RIGHT OF WAY SITUATED WITHIN
SNOHOMISH COUNTY, AND REPEALING ORDINANCE 2011-009**

WHEREAS, the City Council of the City of Arlington, Washington, requests that certain right-of way be annexed; and

WHEREAS, RCW 35.21.790 provides for the of corporate boundary within street, road, or highway right-of-way; and

WHEREAS, RCW 35.21.790 provides that the governing bodies of a county and any city or town located therein may by agreement revise any part of the corporate boundary of the city or town which coincides with the centerline, edge, or any portion of a public street, road or highway right-of-way by substituting therefore a right-of-way line of the same public street, road or highway so as fully to include that segment of the public street, road or highway into the corporate limits of the city or town; and

WHEREAS, the revision of a corporate boundary as authorized under RCW 35.21.790 shall become effective when approved by ordinance of the city or town council or commission and by ordinance or resolution of the county council. Such a boundary revision is not subject to potential review by a boundary review board; and

WHEREAS, said property is composed of incorporated land, situated within Snohomish County, Washington, which is surrounded by said city.

Section 1. That there is hereby annexed to the City of Arlington the following described property:

Commonly known as: described below and shown on Exhibits "A-1" and "A-2":

All that portion of the Northeast quarter of the Northeast quarter and of the Northwest quarter of the Northeast quarter, all in Section 26, Township 31 North, Range 5 East, W.M., described as follows:

BEGINNING at the Northeast corner of the Northeast quarter of said Section 26; thence N 87° 24' 46" W along the North line of the Northeast quarter of said Section 26 a distance of 2169.62 feet; thence S 76° 29' 49" E a distance of 12.23 feet to the beginning of a tangent curve to the left having a radius of 1530.00 feet; thence along the arc of said curve through a central angle of

10° 54' 57" a distance of 291.49 feet to a point 30.00 feet South of, as measured perpendicular to, the North line of said subdivision; thence S 87° 24' 26" E parallel to said North line a distance of 1869.44 feet to the East line of said subdivision; thence N 0° 24' 10" W a distance of 30.04 feet to the Northeast corner of said subdivision and the TRUE POINT OF BEGINNING.

TOGETHER WITH, the North 30.00 feet of the West half of the Northwest quarter of the Northwest quarter of Section 25, Township 31 North, Range 5 East, W.M.

TOGETHER WITH, the South 30.00 feet of the West half of the Southwest quarter of the Southwest quarter of Section 24, Township 31 North, Range 5 East, W.M.

All Situate in the County of Snohomish, State of Washington.

Section 2. City of Arlington Ordinance 2011-010 shall be and hereby is repealed.

Section 3. That this Ordinance shall take effect and be in full force after being approved by the County Council of Snohomish County as provided for under RCW 35.21.790.

PASSED by the City Council of the City of Arlington and APPROVED by the Mayor this 23rd day of January, 2012.

CITY OF ARLINGTON


Barbara Tolbert, Mayor

ATTEST:


Kristin Banfield, City Clerk

APPROVED AS TO FORM:


Steven J. Peiffle, City Attorney

EXHIBIT A-2

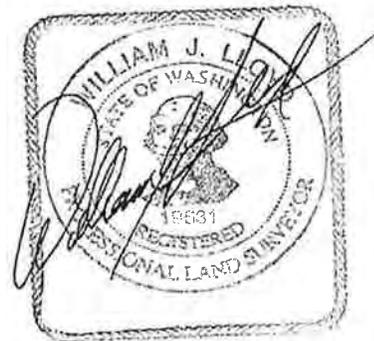
All that portion of the Northeast quarter of the Northeast quarter and of the Northwest quarter of the Northeast quarter, all in Section 26, Township 31 North, Range 5 East, W.M., described as follows:

BEGINNING at the Northeast corner of the Northeast quarter of said Section 26; thence N 87° 24' 46" W along the North line of the Northeast quarter of said Section 26 a distance of 2169.62 feet; thence S 76° 29' 49" E a distance of 12.23 feet to the beginning of a tangent curve to the left having a radius of 1530.00 feet; thence along the arc of said curve through a central angle of 10° 54' 57" a distance of 291.49 feet to a point 30.00 feet South of , as measured perpendicular to, the North line of said subdivision; thence S 87° 24' 26" E parallel to said North line a distance of 1869.44 feet to the East line of said subdivision; thence N 0° 24' 10" W a distance of 30.04 feet to the Northeast corner of said subdivision and the TRUE POINT OF BEGINNING.

TOGETHER WITH the North 30.00 feet of the West half of the Northwest quarter of the Northwest quarter of Section 25, Township 31 North, Range 5 East, W.M.

TOGETHER WITH the South 30.00 feet of the West half of the Southwest quarter of the Southwest quarter of Section 24, Township 31 North, Range 5 East, W.M.

All Situate in the County of Snohomish, State of Washington.



9-01-11

CERTIFICATION OF ORDINANCE

I, Kristin Banfield, being the duly appointed and acting Clerk of the City of Arlington, Washington, a municipal corporation, do hereby certify that the following Ordinance #2012-003 was approved at the January 23, 2012 City Council meeting.

ORDINANCE #2012-003
“AN ORDINANCE PROVIDING FOR THE ANNEXATION TO THE
CITY OF ARLINGTON OF CERTAIN UNINCORPORATED RIGHT
OF WAY SITUATED WITHIN SNOHOMISH COUNTY, AND
REPEALING ORDINANCE 2011-009”

A true and correct copy of the original ordinance is attached.

Dated this 24th day of January, 2012.




Kristin Banfield
City Clerk for the City of Arlington