

ORDINANCE NO. 1314

An ordinance of the City of Cle Elum, Washington annexing City property commonly known as the Coal Mines Trail for Municipal Purposes and as legally described in Exhibit "A" hereto, and depicted on the map Exhibit "B" hereto and designating the land use and zoning of the annexation area as Public Reserve Area District (P) upon annexation.

WHEREAS, RCW 35.13.180 provides that City and town councils of second-class cities and towns may by a majority vote annex new unincorporated territory outside the city or town limits, whether contiguous or noncontiguous for park, cemetery, or other municipal purposes when such territory is owned by the city or town or all of the owners of the real property in the territory give their written consent to the annexation.

WHEREAS, the property described in Exhibit "A" is intended to continue to be used for municipal purposes, to wit: a recreational trail and municipal access; and

WHEREAS, the City of Cle Elum is a second class municipal corporation organized under the laws of the State of Washington, located in Kittitas County, Washington; and

WHEREAS, the subject property is owned by the City of Cle Elum and located within the City's Urban Growth Area; and

WHEREAS, the City Council finds that the proposed annexation satisfies the Goals, Policies and Objectives of the Cle Elum Comprehensive Plan and satisfies the intent and requirements of the Washington State Growth Management Act;

NOW THEREFORE, the City Council of the City of Cle Elum, Washington does hereby ordain as follows:

Section 1: The real property that is located within the Urban Growth Area of the City of Cle Elum as legally described in Exhibit "A" attached hereto and depicted on the Map attached hereto as Exhibit "B", is intended to be used for municipal purposes and should be and hereby is annexed to and made a part of the City of Cle Elum effective June 1, 2009.

Section 2: The Comprehensive Land Use Designation and the Zoning of the annexed area shall be specified as Public Reserve Area District and the Planning Director is directed to insert the Comprehensive Land Use Designation and Zoning for the annexed area on the official Comprehensive Plan Land Use Designation and Zoning maps of the City when this Ordinance becomes effective on June 1, 2009.

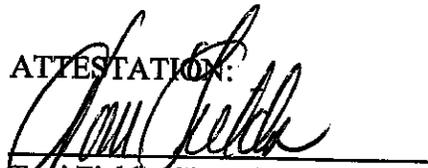
Section 3: The area annexed hereby shall become a part of the City of Cle Elum, Washington, and this Ordinance shall take effect and be in force on June 1, 2009.

Section 4: The City Clerk is hereby direct to cause a summary of this ordinance to be published in a newspaper of general circulation in the City. The City Clerk is further directed to file a certified copy of this ordinance with the Board of County Commissioners for Kittitas County, the Kittitas County Auditors Office and the Kittitas County Assessor's Office.

Section 5: The Cle Elum Community Development Director shall file a copy of this Ordinance and complete the Annexation Certificate and Notification with the Washington State Office of Financial Management.

PASSED by the City Council of the City of Cle Elum, Washington, at a regular meeting thereof, held on this 14 day of April, 2009.


Charles Glondo, Mayor

ATTESTATION:

Toni Fields, City Clerk

Approved as to form:


Mike Kenyon, City Attorney

EXHIBIT A



LEGAL DESCRIPTION COAL MINES TRAIL ANNEX

A TRACT OF LAND KNOWN AS THE COAL MINES TRAIL AND FORMERLY THE NORTHERN PACIFIC RAILROAD COMPANY ROSLYN BRANCH RIGHT-OF-WAY WHICH IS BOUNDED BY A LINE DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF THE NORTHWEST QUARTER OF SECTION 27, TOWNSHIP 20 NORTH, RANGE 15 EAST, W.M.; THENCE SOUTH $00^{\circ}25'55''$ WEST, ALONG THE EAST BOUNDARY LINE OF SAID NORTHWEST QUARTER, 1572.89 FEET TO A POINT ON THE SOUTH BOUNDARY LINE OF THE COAL MINES TRAIL (FORMERLY NORTHERN PACIFIC RAILROAD ROSLYN BRANCH RIGHT-OF-WAY); THENCE NORTH $54^{\circ}11'49''$ WEST, ALONG SAID SOUTH BOUNDARY LINE, 540.64 FEET TO THE BEGINNING OF A CURVE TO THE LEFT HAVING A RADIUS OF 1382.39 FEET; THENCE ALONG SAID CURVE TO THE LEFT AN ARC LENGTH OF 518.74 FEET, THROUGH A CENTRAL ANGLE OF $21^{\circ}30'00''$; THENCE NORTH $75^{\circ}41'49''$ WEST, 1053.00 FEET TO THE BEGINNING OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 1960.08 FEET; THENCE ALONG SAID CURVE TO THE RIGHT AN ARC LENGTH OF 821.04 FEET, THROUGH A CENTRAL ANGLE OF $24^{\circ}00'00''$; THENCE NORTH $51^{\circ}41'49''$ WEST, 779.95 FEET, TO A POINT ON THE NORTH BOUNDARY LINE OF THE NORTHEAST QUARTER OF SECTION 28, TOWNSHIP 20 NORTH, RANGE 15 EAST, W.M.; THENCE SOUTH $89^{\circ}18'19''$ EAST, ALONG SAID NORTH BOUNDARY LINE OF SAID NORTHEAST QUARTER, 163.86 FEET TO A POINT ON THE NORTH BOUNDARY LINE OF SAID COAL MINES TRAIL; THENCE SOUTH $51^{\circ}41'49''$ EAST, 650.13 FEET TO THE BEGINNING OF A CURVE TO THE LEFT, HAVING A RADIUS OF 1860.08 FEET; THENCE ALONG SAID CURVE TO THE LEFT AN ARC LENGTH OF 779.15 FEET, THROUGH A CENTRAL ANGLE OF $24^{\circ}00'00''$; THENCE SOUTH $75^{\circ}41'49''$ EAST, 1053.00 FEET TO THE BEGINNING OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 1482.39 FEET; THENCE ALONG SAID CURVE TO THE RIGHT AN ARC LENGTH OF 556.26 FEET, THROUGH A CENTRAL ANGLE OF $21^{\circ}30'00''$; THENCE SOUTH $54^{\circ}11'49''$ EAST, 469.65 FEET TO A POINT ON THE EAST BOUNDARY LINE OF SAID NORTHWEST QUARTER OF SAID SECTION 27; THENCE SOUTH $00^{\circ}25'55''$ WEST, ALONG SAID EAST BOUNDARY LINE OF SAID NORTHWEST QUARTER, 122.64 FEET TO THE TRUE POINT OF BEGINNING AND THE TERMINUS OF SAID LINE.



SITUATED IN THE SOUTHEAST QUARTER OF SECTION 21, THE NORTHWEST QUARTER OF SECTION 27, AND THE NORTHEAST QUARTER OF SECTION 28, TOWNSHIP 20 NORTH, RANGE 15 EAST, W.M., KITTITAS COUNTY, STATE OF WASHINGTON.

CONTAINS 8.29 ACRES



EXHIBIT B

