

06/01/2015
07/06/2015

ORDINANCE NO. M-4126

AN ORDINANCE relating to approval of an annexation pursuant to RCW 35.13.125; establishing the geographic extent, defining the comprehensive plan and land use designations, and determining the assumption of all or any portion of existing city indebtedness; accepting the certified petition supporting annexation; and providing for an effective date for the Lapinskas annexation.

WHEREAS, pursuant to RCW 35.13.005, no city located in a county in which urban growth areas have been designated under RCW 36.70A.110 may annex territory beyond an urban growth area; and,

WHEREAS, pursuant to RCW 36.70A, the City of Vancouver has an urban growth area designated under the Growth Management Act; and,

WHEREAS, the Lapinskas annexation parcel is located in Vancouver's unincorporated urban growth boundary, north of the current City limits at NW 52nd Street generally between NW Daniels Street and NW Columbia ST.

WHEREAS, the annexation request conforms to the general principles of the inter-local agreement between the City of Vancouver and Clark County, dated December 2007; and,

WHEREAS, pursuant to RCW 35.13.125, the City of Vancouver received a signed annexation petition from property owners of at least 10% of the assessed value of land within the defined annexation area; and,

WHEREAS, pursuant to RCW 35.13.410 on March 16, 2015 Vancouver City Council met with the initiating party, considered public testimony, and voted to accept the annexation request; defined the geographic extent of the proposed annexation; required the simultaneous adoption of the comprehensive plan designations as provided for in VMC Chapter 20.230; and did not require assumption of all or any portion of the existing city indebtedness by the area to be annexed; and,

WHEREAS, pursuant to RCW 35.21.005, on April 14, 2015, the Clark County Assessor certified that the signature represents support from over sixty percent of the total assessed valuation of the proposed annexation area.

NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF VANCOUVER:

Section 1. Location of Annexation Area: Pursuant to RCW 35.13 the Lapinkas annexation is located in Vancouver's unincorporated urban growth boundary, north of the current city limits at NW 52nd Street generally between NW Daniels Street and NW Columbia ST. The legal description of such annexing land is set forth in Exhibit "A", attached hereto and incorporated herein. A parcel map of such annexing land is set forth in Exhibit "B", attached hereto and incorporated herein.

Section 2. Comprehensive Plan and Zoning Designations: Pursuant to VMC 20.230, and as discussed and voted on by City Council on March 16, 2015 (M-3856), the City shall designate the City comprehensive plan and zoning designations for the annexing land so as to correspond as reasonably close to the county zoning designation of such land, as provided for in VMC Table 20.230.030-1. Currently the land located in the Lapinskas Annexation area has Clark County comprehensive plan designations of Urban Low Density Residential (UL), and zoning designations of R1-7.5. Under Vancouver zoning per VMC Table 20.230.030-1, upon annexation the comprehensive plan designation shall be Urban Lower Density (UL). Upon annexation the zoning designation shall be converted to R-6 as set forth in Exhibits “C” and “D” attached hereto and incorporated herein.

Section 3. Comprehensive Plan and Zoning Maps: The comprehensive plan and zoning designations provided for in Section 2 are hereby applied to the land being annexed, as shown on the maps attached hereto and incorporated herein as Exhibits “C” and “D”.

Section 4. Indebtedness: As decided by City Council on March 16, 2015 (M-3856), the city will not require the property owners within the annexation boundary to accept any existing city indebtedness.

Section 5. Signature Certification: Pursuant to RCW 35.21.005, the County Assessor issued a Certification of Sufficiency dated April 14, 2015 regarding the signature support for the Lapinskas annexation, as set forth in Exhibit “E”.

Section 6. Signature Acceptance: City Council hereby accepts the certified signatures supporting annexation of the Lapinskas annexation.

Section 7. Effective Date: This ordinance shall become effective thirty (30) days following the date of final adoption.

Read first time:

PASSED BY THE FOLLOWING VOTE:

Ayes: Councilmembers

Nays: Councilmembers

Absent: Councilmembers

Read second time:

PASSED BY THE FOLLOWING VOTE:

Ayes: Councilmembers

Nays: Councilmembers

Absent: Councilmembers

Signed this _____ day of _____, 2015.

Timothy D. Leavitt, Mayor

Attest:

Approved as to form:

R. Lloyd Tyler, City Clerk
By: Carrie Lewellen, Deputy City Clerk

Bronson Potter, City Attorney

SUMMARY

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The full text of this ordinance will be mailed upon request. Contact Raelyn McJilton, Records Officer at 487-8711, or via www.cityofvancouver.us (Go to City Government and Public Records).