

**ORDINANCE NO. 681**

**AN ORDINANCE OF THE CITY OF TOLEDO, WASHINGTON PROVIDING FOR THE ANNEXATION OF:**

**THAT PORTION OF GOVERNMENT LOT 2, SECTION 7, TOWNSHIP 11 NORTH, RANGE 1 WEST AND OF GOVERNMENT LOT 7, SECTION 18, TOWNSHIP 11 NORTH, RANGE 1 WEST, W.M., LEWIS COUNTY, WASHINGTON MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

**COMMENCING AT THE SOUTHEAST CORNER OF SAID GOVERNMENT LOT 2; THENCE N00°27'55"E ALONG THE EAST LINE OF SAID GOVERNMENT LOT 2 A DISTANCE OF 200.16 FEET TO THE NORTHEAST CORNER OF THAT CERTAIN PARCEL OF LAND DESCRIBED IN QUIT CLAIM DEED FILED UNDER AUDITOR'S FILE NO. 3132975, RECORDS OF LEWIS COUNTY, WASHINGTON AND THE TRUE POINT OF BEGINNING; THENCE S00°27'55"W ALONG SAID EAST LINE A DISTANCE OF 200.16 FEET TO THE NORTHEAST CORNER OF SAID GOVERNMENT LOT 7; THENCE S00°20'27"W ALONG THE EAST LINE OF SAID GOVERNMENT LOT 7 A DISTANCE OF 604.48 FEET TO THE SOUTHEAST CORNER OF SAID PARCEL; THENCE N89°50'55"W A DISTANCE OF 302.60 FEET TO THE SOUTHWEST CORNER OF SAID PARCEL AND A POINT ON THE EAST LINE OF THAT CERTAIN PARCEL AS DESCRIBED IN WARRANTY DEED FILED UNDER AUDITOR'S FILE NO. 3298484 ; THENCE S00°20'27"W ALONG THE EAST LINE OF SAID PARCEL A DISTANCE OF 218.25 FEET TO THE SOUTHEAST CORNER OF SAID PARCEL; THENCE N89°50'55"W A DISTANCE OF 655.15 FEET TO THE SOUTHWEST CORNER OF SAID PARCEL; THENCE N00°20'27"E A DISTANCE OF 477.81 FEET TO THE NORTHWEST CORNER OF SAID PARCEL; THENCE NORTHEASTERLY ALONG THE NORTH LINE OF SAID PARCEL AND THE NORTH LINE OF SAID PARCEL DESCRIBED UNDER AUDITOR'S FILE NO. 3132975 A DISTANCE OF 1103.94 FEET MORE OR LESS TO THE TRUE POINT OF BEGINNING.**

**THIS DESCRIPTION INCLUDES THE FOLLOWING PARCEL NUMBERS:**

<b>011643003002</b>	<b>10 ACRES</b>
<b>011643004000</b>	<b>4.20 ACRES</b>
<b>011444002000</b>	<b>0.70 ACRES</b>

**TO THE CORPORATE LIMITS OF THE CITY OF TOLEDO, PROVIDING FOR THE ZONING OF SAID PROPERTY AS PART OF THE CITY OF TOLEDO, OF THE INDIVIDUAL PARCELS OF PROPERTY CONTAINED WITHIN THE PROPERTY BEING ANNEXED TO THE SANITARY SEWER SYSTEM MAINTAINED BY THE CITY OF TOLEDO, AND PROVIDING FOR PAYMENT OF COSTS OF PUBLICATION OF THIS ORDINANCE.**

**WHEREAS,** certain individual owning property in Lewis County according to the Plat thereof notified the City Council of the City of Toledo in writing of their intention to commence proceedings for the annexation of their property according to the Plat thereof to the corporate limits of the City of Toledo, and

**WHEREAS,** the City Council of the City of Toledo did thereafter, within sixty (60) days of receipt of such notification, meet with the individual initiating the proposed annexation as a regularly scheduled meeting at the City Council of the City of Toledo and at such meeting did agree to accept the annexation of the corporate limits of the City of Toledo and,

**WHEREAS,** the City Council of the City of Toledo, agreed that the parcel to be annexed would be zoned Residential; that the owners of the property within the parcel to be annexed would not be required to assume any existing general indebtedness of the City of Toledo, and further that the owners of individual residences within the property proposed for annexation could connect to the sanitary sewer system and water system maintained by the City of Toledo when they become available, and

**WHEREAS**, the conditions set forth by the City Council of the City of Toledo, were acceptable to the proponents of annexation, and

**WHEREAS**, the proponents of annexation did, thereafter, sign a petition for annexation, which petition for annexation was returned to the City Council of the City of Toledo, signed by the owners was defined by RCW 35A.01.040(9) (a) through (d), of more than sixty (60) percent in value according to the assessed valuation for general taxation of the property proposed for annexation, and

**WHEREAS**, the City Council of the City of Toledo, did receive the petition, and did establish Monday, the 21<sup>st</sup> day of April, 2008 at the hour of 7:37 p.m. as a date for a public hearing upon it, and further did cause notice of such public hearing to be published in one or more issues of a newspaper of general circulation within the City of Toledo, as well as posting such notices in three public places within boundaries of the property proposed for annexation, and

**WHEREAS**, following such public hearing the City Council of the City of Toledo, determined that annexation of the subject property was in the City of Toledo, now therefore

**THE CITY COUNCIL OF THE CITY OF TOLEDO DO ORDAIN AS FOLLOWS:**

**Section 1.** From and after the effective date of this ordinance the following described real property shall be annexed to the City of Toledo and shall be included, hereafter, as property within the corporate boundaries of said city, thereafter:

That portion of Government Lot 2, Section 7, Township 11 North, Range 1 West and of Government Lot 7, Section 18, Township 11 North, Range 1 West, W.M., Lewis County, Washington more particularly described as follows:  
Commencing at the Southeast Corner of said Government Lot 2; thence N00°27'55"E along the east line of said Government Lot 2 a distance of 200.16 feet to the Northeast Corner of that certain parcel of land described in Quit Claim Deed filed under Auditor's File No. 3132975, records of Lewis County, Washington and the True Point of Beginning; thence S00°27'55"W along said east line a distance of 200.16 feet to the Northeast Corner of said Government Lot 7; thence S00°20'27"W along the east line of said Government Lot 7 a distance of 604.48 feet to the Southeast Corner of said parcel; thence N89°50'55"W a distance of 302.60 feet to the Southwest Corner of said parcel and a point on the east line of that certain parcel as described in Warranty Deed filed under Auditor's File No. 3298484 ; thence S00°20'27"W along the east line of said parcel a distance of 218.25 feet to the Southeast Corner of said parcel; thence N89°50'55"W a distance of 655.15 feet to the Southwest Corner of said parcel; thence N00°20'27"E a distance of 477.81 feet to the Northwest Corner of said parcel; thence Northeasterly along the north line of said parcel and the north line of said parcel described under Auditor's File No. 3132975 a distance of 1103.94 feet more or less to the True Point of Beginning.

This description includes the following parcel numbers:

011643003002	10 acres
011643004000	4.20 acres
011444002000	0.70 acres

**Section 2.** The above-described real property annexed to the City of Toledo pursuant to this ordinance shall be zoned Residential.

**Section 3.** The owners of real property located within the above-described property annexed to the City of Toledo by this ordinance shall not be required to assume any existing general indebtedness of the City of Toledo as of the date of this annexation ordinance.

**Section 4.** The cost of publishing this ordinance shall be paid by the proponents of such annexation.

**Section 5.** Any ordinance in conflict with the provisions of this ordinance shall be to the extent of such conflict hereby repealed.

**Section 6.** This ordinance shall take affect after its passage and publication as required by law.

**PASSED BY THE CITY COUNCIL** of the City of Toledo, Washington, and approved by its Mayor at a regularly scheduled meeting thereof this 6<sup>th</sup> day of October, 2008.

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**Jerry Pratt – Mayor**

**Attest:**

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**Michelle Whitten – City Clerk**

**Approved as to form:**

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**William Boehm – City Attorney**

**Passed First Reading: September 15, 2008**

**Passed Second Reading: October 6, 2008**

**Publication Date: October 9, 2008**

**Effective Date: October 14, 2008**