ORDINANCE # 521

A ORDINANCE OF THE TOWN OF YACOLT, WASHINGTON, PROVIDING FOR THE ANNEXATION OF CERTAIN TERRITORY TO THE TOWN OF YACOLT, AND INCORPORATING THE SAME WITHIN THE CORPORATE LIMITS THEREOF, PROVIDING FOR THE ASSUMPTION OF EXISTING INDEBTEDNESS, PROVIDING THE SAME SHALL BE SUBJECT TO THE COMPREHENSIVE LAND USE PLAN, AND ASSIGNING ZONING CLASSIFICATION

WHEREAS, the Town Council of the Town of Yacolt, Washington is in regular session this 3rd day of November, 2014; and

WHEREAS, the members of the Town Council have had notice of the time, place, and purpose of said meeting; and

WHEREAS, there were three meetings held and published with the parties resulting in a decisions by the Town Council to:
A. Accept the proposed annexation
B. Require the simultaneous designation of parks/open space zoning classification;
C. Require the assumption of pro rata share of all existing Town of Yacolt indebtedness by the area to be annexed; and

WHEREAS, a petition for Annexation was made in writing and filed with the Town Council seeking annexation of the real property described as follows:

That portion of the Southeast Quarter of the Northeast Quarter of Section 2, Township 4 North, Range 3 East of the Willamette Meridian, Clark County Washington; Described as follows:

Beginning at a brass cap marking the east quarter corner of said section 2, said east quarter corner bears south 00'47'47" west a distance of 2400.48 feet from a brass cap now used as a reference monument to the northeast corner of section 2, as shown in unrecorded survey book "DD" page 121, records of Clark County Auditor.

Thence north 87'45'54" west for a distance of 1328.18 feet to the southeast corner of the "Witt's Farm Subdivision" recorded in book 310 of plats, page 286, records of Clark County Auditor; Thence north 00'47'54"east along the east line of said "Witt's Farm" subdivision and the east line of the "Big Timber Phase 2" recorded in book 310 of plats, page 400 records of the Clark County Auditor, for a distance of 635.10 feet to the centerline of a 60 foot easement as described under Auditor file #8510240010, records of Clark County; Thence south 87'49'30" east, 276.99

feet +/- to a point of one foot west of an existing chain link fence and the true point of beginning of the following described Parcel III, depicted in Exhibit "F";

Thence south 00'25'27" east for a distance of 1.05 feet: Thence south 87'49'30" east for a distance of 551.88 feet': Thence south 77'24'00" east for a distance of 48.67 feet: Thence south 89'15'00" east for a distance of 171.08 feet: Thence south 00'56'43" west for a distance of 380.75 feet: Thence North 87'45'04" west for a distance of 965.72 feet: Thence north 00'47'54" west for a distance of 385.13 feet to south line of Parcel I; Thence south 87'49'30" east for a distance of 195.97 feet to the true point of beginning;

Subject to 60 foot easement as described under Auditor File # 8510240010;
Subject to 60 foot easement as described under Auditor File # 3818178 & 4834411;
Also subject to the MCI Telecommunication Corporation site leased cited under Auditor File # 8410290018,8510240010,8705050018,8710070186 & 8807110010.

WHEREAS, said petition was signed by the owners of above described real property; and

WHEREAS, public hearings were held and published on three separate dates, and after said hearings a motion was made and seconded to approve the annexation of the subject property; and

NOW, THEREFORE, BE IT ORDAINED, by the Town Council of the Town of Yacolt, Washington as follows:

1) Upon agreeing to meet all the conditions set forth the real property described herein, being situated within Clark County, State of Washington, and being contiguous to the Town of Yacolt shall be annexed to and incorporated into the Town of Yacolt.

2) All property within the territory annexed shall, after effected date hereto, be assessed and taxed at the same rate on the same basis as the property within the Town for outstanding indebtedness of the Town of Yacolt contracted prior to, or existing at the date of annexation.

3) All property within the territory so annexed shall be subject to and be part of the Comprehensive Plan of the Town of Yacolt as now adopted, or as hereinafter amended.

4) The subject real property shall be zoned parks/open space

5) A copy of this Ordinance shall be filed and recorded as provided by law

6) This ordinance shall become effective from and after its passage by the Council, approved by the Mayor immediately upon publication as required by law. .

Adopted this 3rd day of November , 2014

Town of Yacolt

Jeff Carothers, Mayor

Attest:

Cindy Marbut, Clerk/Treasurer

Ayes: Urias, Hancock
Nays: Myers
Absent: Karl, Gerhardt
Abstain:

Published: 11-12-2014
Effective Date: 11-12-2014

Summary of Ordinance # 521

The Town of Yacolt adopted Ordinance # 521 at its regularly scheduled Town Council meeting held on November 3, 2014. The content of this Ordinance is summarized in its title as follows:

NOW THEREFORE BE IT ORDAINED; AN ORDINANCE OF THE TOWN OFYACOLT, WASHINGTON, PROVIDING FOR THE ANNEXATION OF CERTAINTERRITORY TOTHE TOWN OF YACOLT, AND INCORPORATING THE SAME WITHINTHE CORPORATE LIMITS THEREOF, PROVIDING FOR THE ASSUMPTION OF EXISTING INDEBTEDNESS, PROVIDING THE SAME SHALL BE SUBJECT TO THE COMPREHENSIVE LAND USE PLAN, AND ASSIGNING ZONING CLASSIFICATION OF PARKS AND OPEN SPACES, IDENTIFIED AS PARCEL # 986031614 # 79 SEC 2 T4N R3EWM 8.5A

A copy of the full text of this Ordinance will be mailed upon request to the undersigned at the Town of Yacolt Town Hall, PO Box 160, Yacolt, WA. 98675. Telephone (360) 686.3922

Effective this 12th day of November, 2014.
Cindy Marbut, Town Clerk/ Treasurer.