City
of
Aberdeen

15-02

ORDINANCE NO. 6573

AN ORDINANCE ANNEXING TO THE CITY OF ABERDEEN REAL PROPERTY, OWNED BY THE CITY OF ABERDEEN AND CONTIGUOUS TO THE CITY OF ABERDEEN, FOR PARKS, RECREATION, UTILITIES, AND OTHER MUNICIPAL PURPOSES.

BE IT ORDAINED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF ABERDEEN:

SECTION 1. ANNEXATION FOR MUNICIPAL PURPOSES. The following described real property, as shown on Exhibit A attached to this ordinance, owned in fee simple by the city of Aberdeen and contiguous to the city's existing boundaries, is hereby annexed to the city of Aberdeen for municipal and public purposes pursuant to RCW 35.13.180:

A portion of Sections 19 and 20, Township 17 North, Range 9 West of the Willamette Meridian, lying North of State Highway 105, South of the Northern Pacific Railroad Right of Way West of Charley Creek and East of the Newskah River, located in Grays Harbor County, state of Washington, more particularly described as follows:

> Commencing at the Section corner common to Section 17, 18, 19 and 20, Township 17 North, Range 9 W.W.M.;
> Thence North 89° 42' 23" West along the North line of said Section 19 a distance of 153.63 feet to a point of intersection with the Southerly Right of Way line of the Northern Pacific Railroad;
> Thence South 73° 32' 23" West along said Southerly line a distance of 32.12 feet to the Westerly bank of Charley Creek and the Point of Beginning;
> Thence continuing South 73° 32' 23" West along said Southerly line a distance of 2,265 feet, more or less, to the Easterly bank of the Newskah River;
> Thence Southerly along the Easterly bank of said Newskah River to the Northerly line of State Highway 105;
> Thence South 89° 45' 19" East along said Northerly line a distance of 439.30 feet, more or less, to Station 105+00 State Highway Datum;
> Thence North 0° 14' 42" East a distance of 10 feet;
> Thence South 89° 45' 18" East along said Northerly line a distance of 235.8 feet to the S.T. point of curve to the left on a spiral curve with a delta of 32° 16' 00";
> Thence North 57° 58' 42" East a distance of 2,043.8 feet, more or less, to the Westerly bank of Charley Creek;

Thence Northerly along the Westerly bank of Charley Creek to the Southerly line of the Northern Pacific Railroad and the Point of Beginning;

EXCEPT that portion of the above-described city-owned real property previously annexed to the city of Aberdeen by Ordinance 6322 (2002).

SECTION 2. INTERIM ZONING CONTROLS. Under the authority of RCW 35.63.200, all property within the territory annexed by this Ordinance is hereby zoned Major Institutional (M-I) and shall be subject to all development regulations of the city of Aberdeen in effect at the time of annexation. These zoning controls are adopted on an interim basis and shall be in full force and effect no longer than six (6) months after the effective date of this section or until final zoning controls are adopted by the City Council, whichever should occur first. The city council shall hold a public hearing on the interim zoning controls at its regular on Wednesday, June 24, 2015, at 7:15 PM. The city council finds that an interim designation of the annexation area as M-I will allow for municipal uses consistent with adjacent city property and provide adequate time for the Planning Commission and City Council to review and adopt permanent zoning controls for the newly annexed area.

SECTION 3. DUTIES OF THE CITY CLERK. This annexation is a change in the boundary of the city of Aberdeen arising from the annexation of contiguous city-owned property held for a public purpose and is exempt from the filing, notice, and review requirements of RCW 36.93.090. The Finance Director shall file a certified copy of this Ordinance with the Grays Harbor County Board of Commissioners and shall file a certificate of annexation with the State Office of Financial Management as directed by RCW 35.13.260.

SECTION 4. ZONING MAP AMENDED. The City's zoning map is hereby amended to conform to the annexation approved in this Ordinance.

SECTION 5. SEVERABILITY. Should any section, subsection, paragraph, sentence, clause or phrase of this ordinance or its application to any person or situation be declared

unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining portions of this ordinance or its application to any other person or situation.

SECTION 6. **PUBLICATION BY SUMMARY.** The Finance Director is authorized and directed to publish the attached summary in lieu of this ordinance.

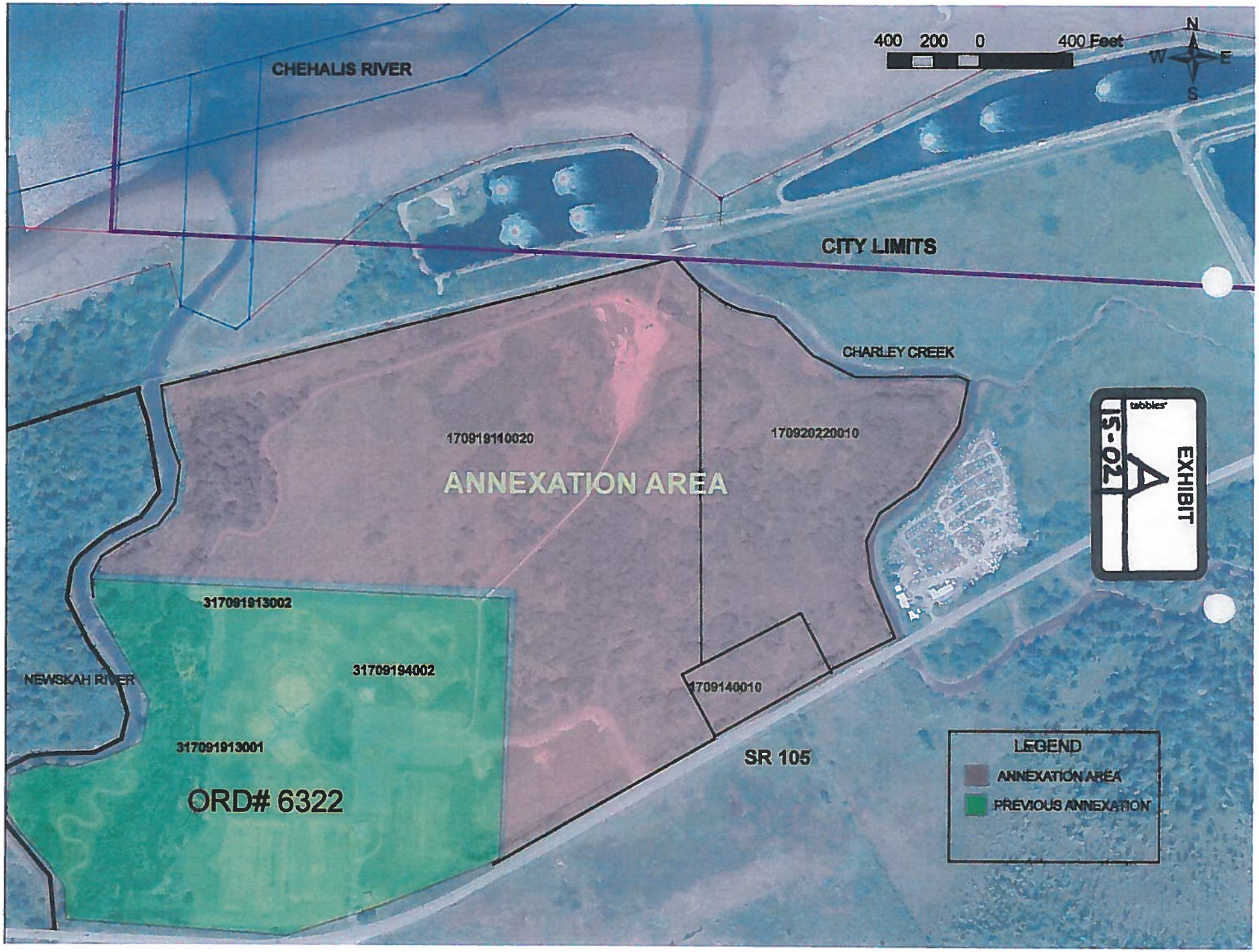
SECTION 7. **EFFECTIVE DATE.** This ordinance shall take effect immediately upon its passage, signing, and publication.

PASSED and **APPROVED** this 22nd day of April, 2015.

Bill Simpson, Mayor

ATTESTED:

Kathryn Skolrood, Finance Director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ANNEXATION AREA
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ORD# 6322
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SR 105
LEGEND
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