

CITY OF COLFAX, WASHINGTON: ORDINANCE No. 15-27

AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF COLFAX, COUNTY OF WHITMAN, STATE OF WASHINGTON, PURSUANT TO RCW 35.13.180 BY ANNEXING THERETO A CERTAIN TRACT OF LAND CONTIGUOUS TO THE PRESENT LIMITS OF THE CITY OF COLFAX AND IS OWNED BY THE CITY OF COLFAX AND IS HOME TO THE WASTEWATER TREATMENT LAGOON

WHEREAS, per RCW 35.13.180 the City of Colfax wants to annex land contiguous to the City of Colfax; and

WHEREAS, the land has no county taxlot identification number and is owned by the City of Colfax and is home to the Colfax Wastewater Treatment Lagoon, a municipal use; and

WHEREAS, the property is more particularly described as follows:

A tract of land in the north half of the south half of section 10, township 16 north, range 43 east, W.M., described as follows: BEGINNING at a point on the east and west subdivision line of said section 10, 1069.5 feet east of the center of said section; running thence south $89^{\circ}16'$ west along said subdivision line 1350.0 feet; thence south 280.0 feet to a point in the center of the Palouse River; thence along said center line of said river south $70^{\circ}37'$ east 308.0 feet; thence south $78^{\circ}31'$ east 986.5 feet; thence north $9^{\circ}00'$ east 609.0 feet to the point of beginning.

Also commencing at a point on the north line of the southeast quarter of said section 10, which is 155 feet west of the east quarter corner of said section 10; run thence south $9^{\circ}00'$ west 817.8 feet to the center of the Palouse River; thence along the center of said river north $70^{\circ}34'$ west 616.8 feet; thence north $9^{\circ}00'$ east 609 feet to the north line of the southeast quarter of said section 10; thence north $89^{\circ}16'$ east 610.5 feet to the place of beginning.

A tract of land situated in the south half of the northwest quarter of said section 10, particularly described as follows: COMMENCING at a point north $88^{\circ}50'$ West 9.48 chains from the center of said section 10; running thence north $63^{\circ}05'$ west 10.42 chains; thence south $67^{\circ}25'$ west 4.77 chains; thence south $89^{\circ}50'$ west 1.65 chains; thence south $17^{\circ}50'$ west 3.50 chains to the north bank of the Palouse River; thence along the bank of said stream to a point where a random line commencing on last described line 1 chain from the north bank of said river and running south $78^{\circ}50'$ east would intersect the north bank of said stream; thence easterly to the point of beginning.

Also, a tract situated in the north half of the southwest quarter of said section 10, particularly described as follows: COMMENCING at a point 4.25 chains west of the center of said section 10, thence west to the right bank of the Palouse River; thence up stream following said bank to a point due south of the place of beginning; thence north to place of beginning.

COMMENCING at the east quarter corner of section 10, Township 16 North, Range 43 East, W.M., thence on the east line of said section, south $9^{\circ}00'$ west 421 feet; thence parallel to the east and west subdivision line south $89^{\circ}16'$ west 207 feet; thence parallel to the east line of said section 10, south $9^{\circ}00'$ west 217.2 feet; thence parallel to the east and west subdivision line south $89^{\circ}16'$ west 948 feet; thence parallel to the east line of said section 10; north $9^{\circ}00'$ east 638.2 feet to the east and west subdivision line; thence on said line north $89^{\circ}16'$ east 1155 feet to the place of beginning.

WHEREAS, a determination of sufficiency as to the majority owners of the acreage of the property herein described has been received from the Whitman County Assessor and is determined the City of Colfax is 100% owner of the subject property; and

WHEREAS, the City of Colfax Planning Commission voted unanimously in favor of recommending the annexation and accompanying zoning designation C - Commercial to City Council during a public hearing held on November 12th, 2015; and

WHEREAS, the City Council did conduct a public hearing during its regular meeting on the 21st day of December, 2015, due notice of said hearing having been published in the Daily Bulletin, on the city website, and bulletin board inside city hall; and

WHEREAS, the process for annexing city-owned property has been followed as required by RCW 35.13; NOW THEREFORE,

THE CITY COUNCIL OF THE CITY OF COLFAX DOES ORDAIN AS FOLLOWS

Section 1: The City Council hereby determines that the taxlot is owned by the City of Colfax and is used as the sewage pits for the wastewater treatment lagoon. The land is not embraced within the present city limits. The City Council of the City of Colfax has jurisdiction to annex said property to the City of Colfax.

Section 2: The corporate limits of the City of Colfax are hereby extended and increased so as to encompass real property situated in Whitman County, Washington commonly known as the city wastewater treatment lagoon and such territory is hereby annexed and declared to be a part of the City of Colfax, subject to its laws and ordinances now and hereafter enforced, including the comprehensive plan and zoning terms, conditions, and provisions to become effective upon annexation and the determination of the particular zone for the property annexed is designated as a Commercial zone, and the permanent zone classification is reserved for further study and determination by the City Council.

Section 3: The Comprehensive Plan is hereby amended to include the annexed property subject to such zones as may now exist, or as hereafter determined, and that such development is in the furtherance of the general welfare, morals, health, and safety of the citizens of the City of Colfax.

Section 4: A certified copy of this Ordinance shall be recorded in both the offices of the Board of County Commissioners and County Auditor, Whitman County, State of Washington.

Section 5: This Ordinance shall be in full force in effect five (5) days after its passage, approval, and publication.

PASSED by the City Council of the City of Colfax, Washington, and approved this _____ day of _____, 2015.

Mayor

ATTEST:

By: _____
City Clerk

APPROVED AS TO FORM:

By: _____
City Attorney