

ORDINANCE NO. 1306

An ordinance of the City of Cle Elum, Washington annexing certain real property commonly known as the Chambers property and as legally described in Exhibit "A" hereto, and depicted on the map Exhibit "B" hereto and designating the land use and zoning of the annexation area and establishing an effective date of the annexation.

WHEREAS, RCW 35.13.130 authorizes second class cities to utilize the petition method of annexation; and

WHEREAS, the City of Cle Elum is a second class municipal corporation organized under the laws of the State of Washington, located in Kittitas County, Washington; and

WHEREAS, the lands lying within the corporate limits of the City are subject by law to assessment and taxation for, among other things, bonded indebtedness of the City, if any; and

WHEREAS, the subject property is located within the City's Urban Growth Area; and

WHEREAS, on April 24, 2008 the City of Cle Elum received an annexation petition from owners of more than seventy-five percent of the value of the property sought to be annexed into the City limits of Cle Elum; and

WHEREAS, on May 27, 2008 the Cle Elum City Council held a public hearing on the proposed annexation and passed Resolution No. 2008-18 indicating the City's intent to annex 2 acres of the Chambers property; and

WHEREAS, the City submitted a Notice of Intent to Annex with the Kittitas County Boundary Review Board concerning the proposed annexation; and

WHEREAS, a period of forty five (45) days elapsed on November 6, 2008 without the Kittitas County Boundary Review Board's jurisdiction having been invoked and pursuant to RCW 36.93.100, the annexation was deemed approved insofar as the Kittitas County Boundary Review Board portion of the process was applicable; and

WHEREAS, the City Council finds that the proposed annexation satisfies the Goals, Policies and Objectives of the Cle Elum Comprehensive Plan and satisfies the intent and requirements of the Washington State Growth Management Act;

NOW THEREFORE, the City Council of the City of Cle Elum, Washington does hereby ordain as follows:

Section 1: The real property that is contiguous and adjacent to the present corporate limits of the City of Cle Elum as legally described in Exhibit "A" attached hereto and depicted on the Map attached hereto as Exhibit "B", should be and hereby is annexed to and made a part of the City of Cle Elum.

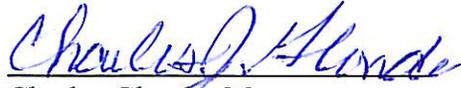
Section 2: The Comprehensive Land Use Designation and the Zoning of the annexed area shall be specified as General Commercial and the Planning Director is directed to insert the Comprehensive Land Use Designation and Zoning for the annexed area on the official Comprehensive Plan Land Use Designation and Zoning maps of the City when this Ordinance becomes effective.

Section 3: The real property annexed hereby shall be assessed and taxed at the same rate and upon the same basis as the land now located in the City of Cle Elum, Washington.

Section 4: The area annexed hereby shall become a part of the City of Cle Elum, Washington, and this Ordinance shall take effect and be in force on March 2, 2009.

Section 5: The City Clerk is hereby direct to cause a summary of this ordinance to be published in a newspaper of general circulation in the City. The City Clerk is further directed to file a certified copy of this ordinance with the Board of County Commissioners for Kittitas County.

PASSED by the City Council of the City of Cle Elum, Washington, at a regular meeting thereof, held on this 13 day of January, 2009.


Charles Glondo, Mayor

ATTESTATION:

Toni Fields, City Clerk

Approved as to form:

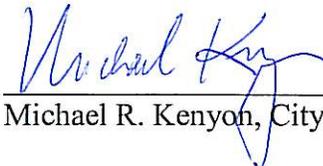

Michael R. Kenyon, City Attorney

EXHIBIT "A"

LEGAL DESCRIPTION:

Parcel No. 953265

Map No. 20-15-25065-0001

Lot One, Chambers Short Plat 06-52, County of Kittitas, State of Washington, as per plat thereof recorded in said county.

INCLUDING improvements and appurtenances, but subject to restrictions, reservations, easements and rights of way apparent or of record if any.

EXHIBIT "B"

