ORDINANCE NO. 4521

AN ORDINANCE amending Ordinance No. 4495 for the purpose of revising the legal description of the property to be annexed.

Whereas, the legal description set forth in Ordinance No. 4495, passed and adopted by the City Council on November 8, 2007, includes and makes part of the annexation Oak Street. The City of Ellensburg and the Kittitas County agree that Oak Street should remain under the jurisdiction of Kittitas County.

Whereas, Ordinance No. 4495 should be amended by revising the legal description,

THE CITY COUNCIL OF THE CITY OF ELLENSBURG DO ORDAIN AS FOLLOWS:

Ordinance No. 4495 is hereby amended to read as follows:

Section 1. After initiation of proceedings as provided in RCW 35A.14.120, the owners of not less than 60% in value, according to the assessed valuation for general taxation of the property herein after described, have petitioned pursuant to RCW 35A.14.120 for the annexation of said area to the City of Ellensburg; that said petition came on for hearing before the City Council at the regular Council meeting on October 15, 2007; that notice of said hearing was published in the manner provided by law; that said area is contiguous to the City of Ellensburg and that the City Council deem it wise and expedient that said area should become a part of the City of Ellensburg, Washington.

Section 2. The following described territory is hereby annexed to and made a part of the City of Ellensburg, to wit:

Map Parcel No.'s 17-18-01061-0301, 7-18-01061-0315, 17-18-01061-0306, 17-18-01061-0401

ALL OF Blocks 3 and 4 of the Sunnyside Addition to Ellensburg as per plat thereof recorded in Volume 1 of Plats, page 25, records of Kittitas County, State of Washington.

~~TOGETHER WITH those portions of vacated Elm Street and vacated alley and alley right-of-way within said Blocks 3 and 4; and~~
~~those portions of rights-of-way Washington Avenue from the West line of Locust Street to the East line of Oak Street; and~~
~~Oak Street from the South line of Washington Avenue to the North line of Capitol Avenue; and~~
~~Capitol Avenue and Oak Street that abut said Blocks 3 and 4.~~

TOGETHER WITH all of vacated Elm Street right-of-way between said Blocks 3 and 4; and
all of Washington Avenue right-of-way from the West line of Locust Street to the East line of Oak Street rights-of-way; and
all of Capitol Avenue right-of-way that abuts said Blocks 3 and 4 from the East line of Locust Street to the West line of Oak Street rights-of-way; and
all of the alley right-of-way and vacated alley lying within said Block 3.

Approximately ~~10.285~~ 9.367 acres

Section 3. All property within the territory so annexed shall be assessed and taxed at the same rate and on the same basis as other property of the City of Ellensburg is assessed and taxed to pay for any outstanding indebtedness of the City contracted prior to or existing at the day hereof.

Section 4. All property within the territory so annexed shall be subject to and a part of the comprehensive plan of the City of Ellensburg as presently adopted or as is hereafter amended.

Section 5. All property so annexed shall be and identified as the Klein & Sullivan Annexation and is hereby zoned Residential Medium (R-M).

Section 6. A certified copy of the Minutes of the October 15, 2007and August 4, 2008 City Council Meetings and other documentation as required will be filed with the Washington State Boundary Review Board for Kittitas County.

Section 7. This annexation shall become effective fifteen (15) days after the certified date of the expiration of the 45-day comment period or the effective date of the resolution of the Washington State Boundary Review Board for Kittitas County, whichever date first occurs.

PASSED and ADOPTED by the City Council of the City of Ellensburg this 4th day of August, 2008.

Nancy H. Lillquist
Mayor

Attest:

City Clerk

Approved as to form:

City Attorney

Publish: August 7, 2008

KLEIN & SULLIVAN ANNEXATION AREA
LEGAL DESCRIPTION

ALL OF Blocks 3 and 4 of the Sunnyside Addition to Ellensburg as per plat thereof recorded in Volume 1 of Plats, page 25, records of Kittitas County, State of Washington.

TOGETHER WITH all of vacated Elm Street right-of-way between said Blocks 3 and 4; and
all of Washington Avenue right-of-way from the West line of Locust Street to the ~~East~~ West line of Oak Street rights-of-way; and
all of Capitol Avenue right-of-way that abuts said Blocks 3 and 4 from the East line of Locust Street to the West line of Oak Street rights-of-way; and
all of the alley right-of-way and vacated alley lying within said Block 3.

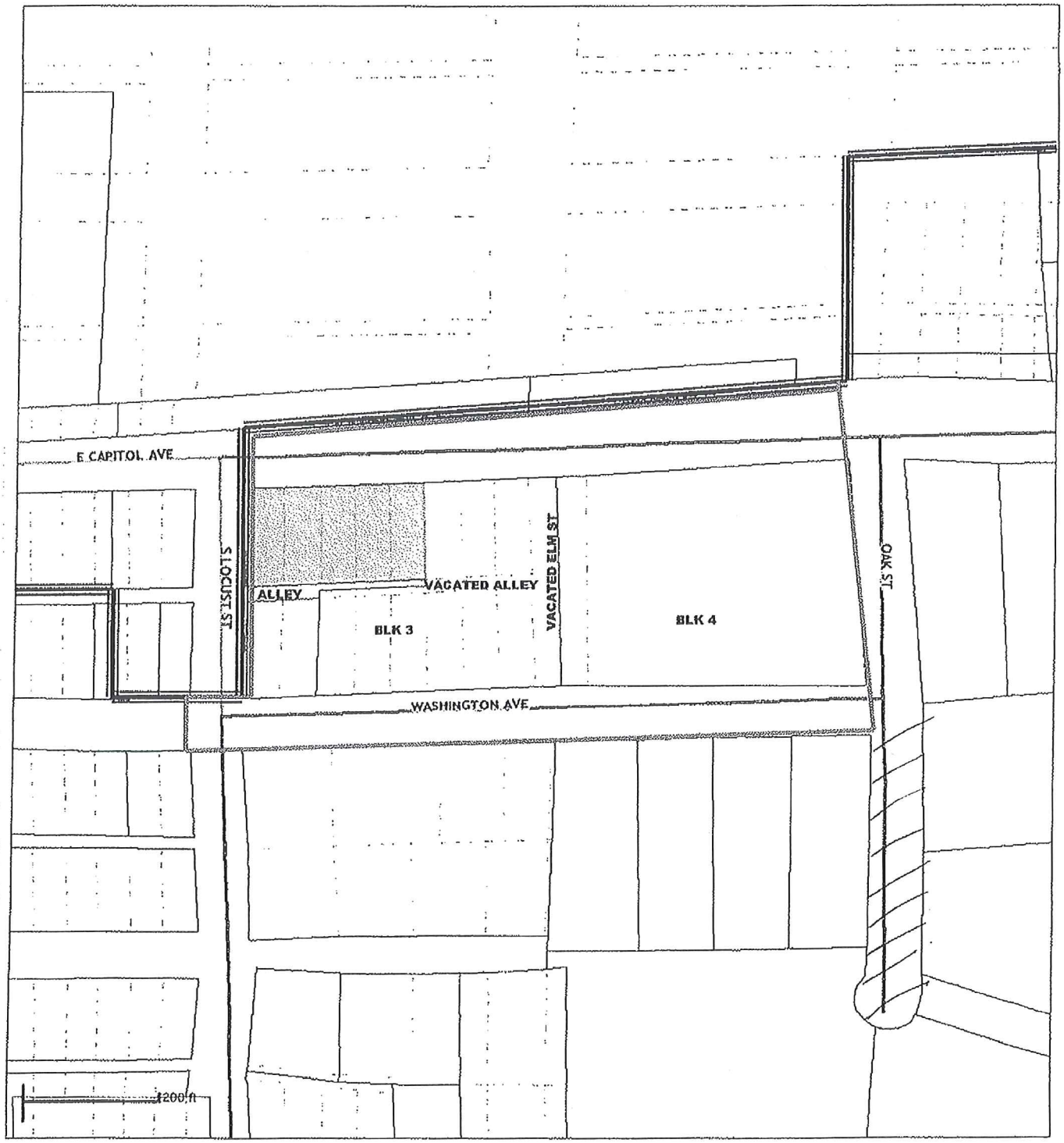
Approximately 9.367 acres

Exhibit A

COMPAS Mapping System

KLEIN & SULLIVAN ANNEXATION
EXHIBIT B

ANNEXATION BOUNDARY CITY BOUNDARY



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