

2-22-10
3-01-10

ORDINANCE NO. _____

AN ORDINANCE relating to approval of an annexation pursuant to RCW 35.13.125; establishing the geographic extent, defining the comprehensive plan and land use designations, and determining the assumption of all or any portion of existing city indebtedness; accepting the certified petition supporting annexation; and providing for an effective date for the one-acre Little annexation.

WHEREAS, pursuant to RCW 35.13.005, no city located in a county in which urban growth areas have been designated under RCW 36.70A.110 may annex territory beyond an urban growth area; and,

WHEREAS, pursuant to RCW 36.70A, the City of Vancouver has an urban growth area designated under the Growth Management Act; and,

WHEREAS, the Little annexation parcel is located in Vancouver's unincorporated urban growth boundary, north and east of the current city limits along St. Johns Road and NE 49th Street; and,

WHEREAS, the annexation request conforms to the general principles of the interlocal agreement between the City and Clark County, dated December 2007; and,

WHEREAS, pursuant to RCW 35.13.410 on January 11, 2010, Vancouver City Council met with the initiating party and voted in support of the annexation request; defined the geographic extent of the proposed annexation; required the simultaneous adoption of the comprehensive plan designations as provided for in VMC Chapter 20.230; and did not require assumption of all or any portion of the existing city indebtedness by the area to be annexed; and,

WHEREAS, pursuant to RCW 35.13.125, the City of Vancouver received a signed annexation petition from the Little annexation area property owner; and,

WHEREAS, pursuant to RCW 35.21.005, on **February 9, 2010**, the Clark County Assessor certified that the signature represents support from over sixty percent of the total assessed valuation of the one-acre area proposed for annexation.

NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF VANCOUVER:

Section 1. Location of Annexation Area: Pursuant to RCW 35.13, and as discussed and voted on by City Council on January 11, 2010 (M-3707), the one-acre Little annexation area is located in Vancouver's unincorporated urban growth boundary, north and east of the current city limits along St. Johns Road and NE 49th Street. The legal description of such annexing land is set forth in Exhibit "A", attached hereto and incorporated herein. A parcel map of such annexing land is set forth in Exhibit "B", attached hereto and incorporated herein.

Section 2. Comprehensive Plan and Zoning Designations: Pursuant to VMC 20.230, and as discussed and voted on by City Council on January 11, 2010, (M-3707), the City shall designate the

city comprehensive plan and zoning designations for the annexing land so as to correspond as reasonably close to the county zoning designation of such land, as provided for in VMC Table 20.230.030-1. In Clark County, the land located in the Little annexation has the Community Commercial comprehensive plan designation and the C-3 land use zoning designation. As per VMC Table 20.230.030-1, surrounding zoning designations and current uses; upon annexation the parcel will retain the Commercial-Mixed Use (C) comprehensive plan designation, and receive the Community Commercial (CC) zoning designation.

Section 3. Comprehensive Plan and Zoning Maps: The comprehensive plan and zoning designations provided for in Section 2 are hereby applied to the land being annexed, as shown on the maps attached hereto and incorporated herein as Exhibits “C” and “D”.

Section 4. Indebtedness: As decided by City Council on January 11, 2010, (M-3707), the city will not require the Little annexation property owner to accept any of the existing city indebtedness.

Section 5. Signature Certification: Pursuant to RCW 35.21.005, on **February 9, 2010**, the County Assessor issued the Certification of Sufficiency regarding the signature support for the Little annexation, as set forth in Exhibit “E”.

Section 6. Signature Acceptance: City Council hereby accepts the certified signatures supporting annexation of the one-acre Little annexation area.

Section 7. Effective Date: This ordinance shall become effective thirty (30) days following the date of final adoption.

Read first time:

PASSED BY THE FOLLOWING VOTE:

Ayes: Councilmembers

Nays: Councilmembers

Absent: Councilmembers

Read second time:

PASSED BY THE FOLLOWING VOTE:

Ayes: Councilmembers

Nays: Councilmembers

Absent: Councilmembers

Signed this _____ day of _____, 2010.

Timothy D. Leavitt, Mayor

Attest:

Approved as to form:

R. Lloyd Tyler, City Clerk
By: Carrie Lewellen, Deputy City Clerk

Ted H. Gathe, City Attorney

SUMMARY

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