

Ordinance No. 780

AN ORDINANCE amending Ordinance 777 to clarify the legal description of the annexation area described in the Exhibits attached thereto.

WHEREAS, upon review by the Okanogan County Assessor's office of Ordinance No. 777 annexing Osoyoos Lake Veteran's Memorial Park, it was found that legal descriptions on record at the Okanogan County Assessor's Office associated with tax parcel numbers used in Exhibit "A" to identify the subject territory were not adequate to accurately map the annexed area; and

WHEREAS, the City Council also desires to zone the property appropriately within the City where such zoning designation was inadvertently omitted in Ordinance 777; and

WHEREAS, the City Council desires to include affected waters pursuant to RCW 35A14.010 which provides: "*An area proposed to be annexed to a charter code city or noncharter code city shall be deemed contiguous thereto even though separated by water or tide or shore lands and, upon annexation of such area, any such intervening water and/or tide or shore lands shall become a part of such annexing city.*"; and

WHEREAS, a Professional Land Surveyor was engaged to write a legal description based on deeds provided by the City.

NOW, THEREFORE,

THE CITY COUNCIL OF THE CITY OF OROVILLE, WASHINGTON, DO ORDAIN as follows:

Section 1. Ordinance No. 777 is hereby amended with a revised Exhibit "A" and Exhibit "B" as identified by the ordinance number of this amending ordinance and corresponding date, and attached hereto.

Section 2. The property is hereby zoned Conservancy as set forth in Title 17, OMC.

Section 3. This ordinance shall become effective from and after its passage by the City Council, approval by the Mayor, and five days after publication as required by law.

PASSED BY THE CITY COUNCIL this 18th day of May, 2010.

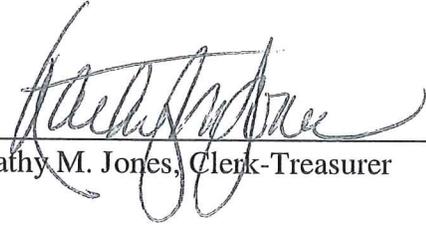
APPROVED:



C. F. "Chuck" Speith, Mayor

APPROVED AS TO FORM:

ATTEST:



Kathy M. Jones, Clerk-Treasurer

Michael D. Howe, City Attorney

EXHIBIT "A"
To
ORDINANCE 780 amending ORDINANCE 777
Legal Description of Osoyoos Veteran's Memorial Park
May 18, 2010

All that portion of the Northwest Quarter of the Southeast Quarter, Government Lot 3 and Government Lot 4 of Section 21 and waters of Osoyoos Lake within Section 22, Township 40 North, Range 27 East, W.M., Okanogan County, Washington, more particularly described as follows:

Commencing at the center of said Section 21; thence South 89° 41' East along the north line of the Southeast Quarter of said Section 21 for a distance of 546.9 feet; thence South 37° 44' East for a distance of 542.7 feet to the TRUE POINT OF BEGINNING FOR THIS DESCRIPTION; thence west and parallel with the north line of said Northwest Quarter of the Southeast Quarter to the centerline of the vacated road as shown on Grandview Acres, recorded under Auditor's Book D of Plats, Page 37; thence South 37° 44' East along said vacated road centerline to a point that is northeasterly of and perpendicular to, the northeast corner of Lot 7, Roberts Replat, as recorded under Auditor's Book G of Plats, Page 11; thence South 52° 16' West to the northeast corner of said Lot 7; thence westerly along the north line of said Lot 7 to the northwest corner of said Lot 7; thence southerly along the west line of said Lot 7 to the southwest corner of said Lot 7; thence east along the south line of said Lot 7 to the northwest corner of Lot 6, said Roberts Replat; thence south along the west line of said Lot 6 to the southwest corner of said Lot 6; thence east along the south line of said Lot 6 to the westerly line of the easterly 84 feet of Lot 2, said Grandview Acres; thence south parallel to and 84 feet westerly of the east line of said Lot 2 to the south line of said Lot 2; thence east along said south line to the southeast corner of said Lot 2; thence on an easterly extension of said southerly line of Lot 2 to the northeast corner of Lot 1, Block 1, Grand View Addition to Oroville as recorded in Book C, of Town Plats, Page 3, records of Okanogan County Auditor; thence southwesterly along the west line of said Lot 1 to an intersection with the easterly right of way of SR-97 (Old PSH-10); thence southerly along said easterly right of way to the south line of Government Lot 4 of said Section 21; thence North 4° 26' West for a distance of 147 feet (a point to be noted as point "A" for later reference); thence South 83° 47' East for a distance of

207 feet; thence South 15' 10' East for a distance of 129 feet to the south line of said Government Lot 4; thence east along said south line of Government Lot 4 to the waterside limit of the first class shoreland of Lake Osoyoos; thence northeasterly across the waters of Lake Osoyoos to the southwest corner of lot 7 of the Plat of East Oroville Orchards; thence, generally, northerly and easterly along the shoreline of Osoyoos Lake to that point where the center line of Section 22 intersects with the shoreline of Osoyoos Lake, thence westerly along said centerline of Section 22, extended across the waters of Osoyoos Lake to that point where the center line of Section 21 meets the shoreline of Osoyoos Lake; thence westerly along said centerline to the northeast corner of the Northwest Quarter of the Southeast Quarter of said Section 21; thence further west along the north line of said Northwest Quarter of the Southeast Quarter for a distance of 429 feet; thence south and parallel with the east line of said Northwest Quarter of the Southeast Quarter for a distance of 429 feet; thence west and parallel with the north line of said Northwest Quarter of the Southeast Quarter to the TRUE POINT OF BEGINNING; thence EXCLUDING that area further described below:

The POINT OF BEGINNING being that point noted as point "A" above; thence South 83° 47' East for a distance of 207 feet; thence North 08° 53' West a distance of 295.3 feet; thence North 73° 46' West to easterly right of way of SR 97, thence south along said right of way to the POINT OF BEGINNING of this exclusion.