ORDINANCE NO. 3166

AN ORDINANCE ANNEXING THE REAL PROPERTY HEREINAFTER DESCRIBED TO THE CITY OF LONGVIEW, COWLITZ COUNTY, WASHINGTON, AS PROVIDED BY THE LAWS OF THE STATE OF WASHINGTON.

WHEREAS, on the 4th day of November, 2010, the City Council of the City of Longview, Washington, did hold the final public hearing, pursuant to notice duly published and posted, on the petition addressed to the City Council of said City requesting that the boundaries of said City be altered by including therein certain real property contiguous to the City of Longview, said petition having been signed by the owners of not less than 60% in value, according to the assessed valuation for general taxation of said property; and

WHEREAS, on December 7, 2010 the annexation was filed with the Cowlitz County Boundary Review Board ("Board"); and

WHEREAS, on April 7, 2011 the Notice of Intention was deemed approved by the Board following a full forty-five (45) days comment period and a public hearing; and

WHEREAS, the area proposed for annexation is approximately 11.8 acres more or less in size, and is of $7,131,390.00 in assessed valuation; and

WHEREAS, all requirements of Chapter 35A.14 RCW preliminary to said final hearing have been duly complied with; and

NOW, THEREFORE, the City Council of the City of Longview do ordain as follows:

Section 1. That said City Council specifically finds that the land described in the Petition for Annexation is situated in the County of Cowlitz in the State of Washington, is contiguous, proximate and adjacent to the present corporate limits of said City and is more particularly described on "Exhibit A" attached hereto and by this reference made a part of this Ordinance.

Section 2. That all of the covenants and conditions precedent to the annexation of said property are hereby made a part of this Ordinance as though fully set forth herein. Said covenants and conditions precedent, are as contained in the Petition for Annexation, and are on file in the office of the City Clerk of said City.

Section 3. That the territory set forth in said "Exhibit A" hereto attached, shall be, and is hereby, made a part of the City of Longview, Cowlitz County, Washington, on the date that this Ordinance takes effect.

Section 4. The City Council hereby declares that should any section, paragraph, sentence or word of this Ordinance be declared for any reason to be invalid, it is the intent of said City Council that it would have passed all other portions of this Ordinance independent of the elimination herefrom of any such portion as may be declared invalid, and that the remainder of said Ordinance shall be and remain in full force and effect.

Section 5. This Ordinance shall take effect and be in full force and effect from and after thirty (30) days of its passage and publication as required by law.

Passed by the City Council this 28 day of April, 2011.
Approved by the Mayor this 28 day of April, 2011.

MAYOR

ATTEST:

City Clerk

APPROVED AS TO FORM:

City Attorney

Published: May 4, 2011

EXHIBIT A – TERRITORY

A tract of land located in the westerly one half of Section 24, Township 8 North, Range 3 West of the Willamette Meridian, Records of the Auditor, Cowlitz County, Washington, more particularly described as follows:

Beginning at the most northerly corner of Lot 1, Block 1, of Coldwell's Second Addition as recorded in Volume 12, Page 8 of Plats, said point being on the easterly right-of-way line of 48th Avenue:

Thence south 55° 03' 56" east, 789.38 feet along the northeasterly line of said Block 1 to the most easterly corner thereof;

Thence south 34° 56' 04" west, 193.00 feet along the southeasterly line of Block 1 to the most southerly corner of Lot 13, Block 1;

Thence north 55° 03' 56" west, 57.50 feet along the southeasterly line of Block 1 to a corner on the southerly line of Lot 13;

Thence continuing along the southeasterly line of Block 1, south 34° 56' 04" west to the most northerly corner of Wolden's First Addition, recorded in Volume 11, Page 76 of Plats. Said northerly corner being a point on the existing Longview city limits line;

Thence continuing south 34° 56' 04" west along the line common to the plats of Wolden's First Addition and Coldwell's Second Addition and the existing Longview city limits line to the most southerly corner of Lot 20, block 1 of Coldwell's Second Addition, said corner also being the most easterly corner of Parcel "C" described under Auditor's File Number 3354683;

Thence north 55° 03' 56" west along the existing city limits line and the northeasterly line of AFN 3354683 to the most northerly corner thereof, said corner being also a point on the southeasterly right-of-way of 48th Avenue which measures 25.00 feet southeasterly of the centerline of 48th Avenue when measured at right angles therefrom;

Thence leaving said city limits line north 34° 56' 04" east along the southeasterly right-of-way line of 48th Avenue to the point of beginning.

Containing 11.8 acres more or less.
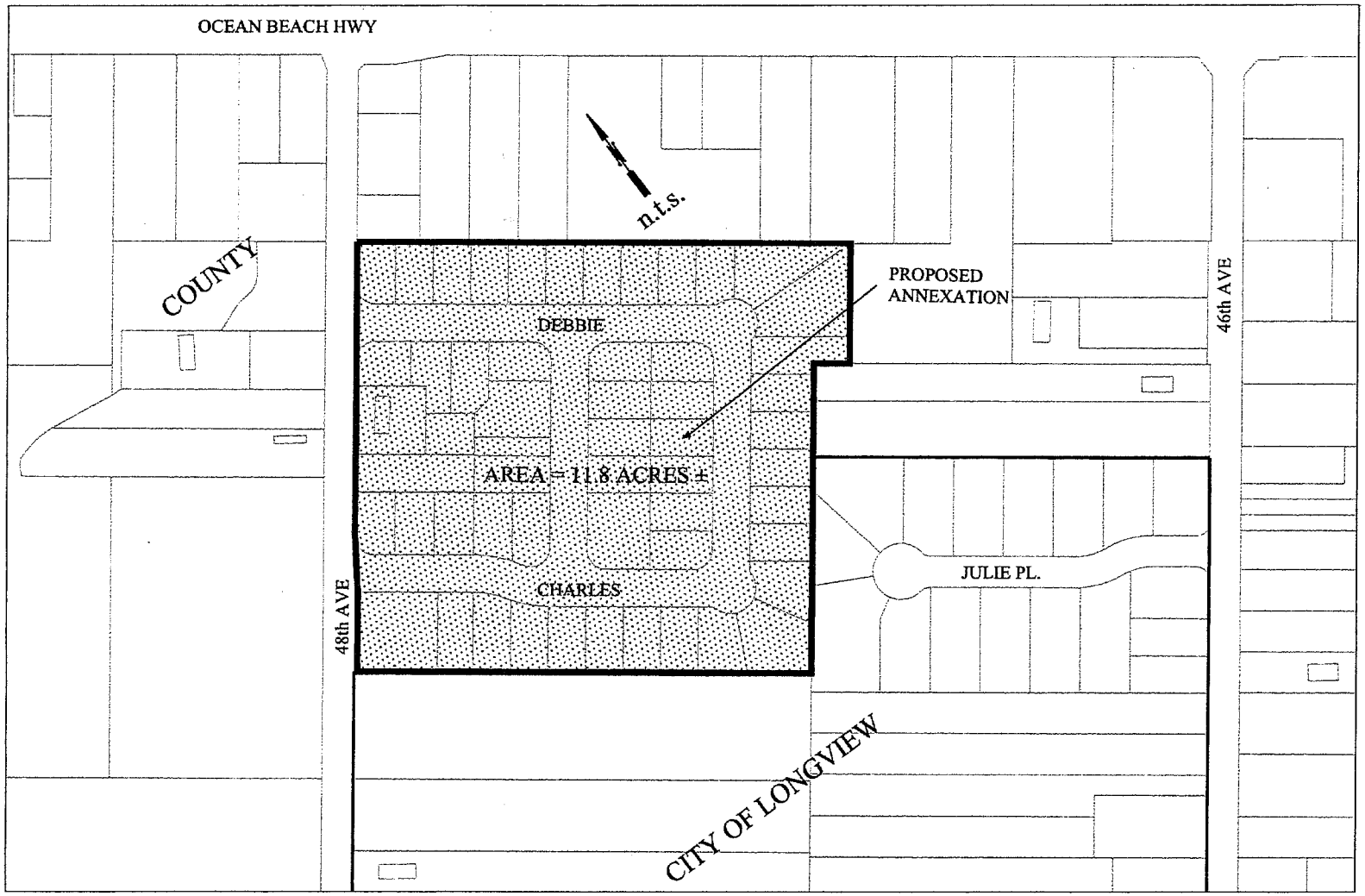
Exhibit A
Proposed Annexation 2010 - 1
48th Ave/ Debbie Place