ORDINANCE NO. 2011-07

AN ORDINANCE OF THE CITY OF POULSBO, WASHINGTON, ANNEXING APPROXIMATELY 5.20 ACRES OF LAND, LOCATED NORTH OF NW COMMERCE STREET AND EAST OF STATE HIGHWAY 3, IMMEDIATELY NORTH OF THE CURRENT CITY LIMITS AND COMMONLY KNOWN AS THE JULIAN ANNEXATION; ZONING THE ANNEXED LAND LIGHT INDUSTRIAL (LI) IN ACCORD WITH THE POULSBO URBAN GROWTH SUB-AREA PLAN; REQUIRING THE LAND TO BE ASSESSED AND TAXED AT THE SAME RATE AND ON THE SAME BASIS AS OTHER PROPERTY WITHIN THE CITY AND TO ASSUME ITS PROPORTIONATE SHARE OF THE CITY'S EXISTING INDEBTEDNESS; PROVIDING FOR SEVERABILITY AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, owners of land located north of NW Commerce Street and east of State Highway 3, north of the current City limits, initiated annexation to the City of Poulsbo, and

WHEREAS, the Poulsbo City Council met with the initiators and as a result of such meeting authorized circulation of an annexation petition, requiring that the property proposed to be annexed assume its proportionate share of the City's existing indebtedness and be zoned Light Industrial (LI), and

WHEREAS, the City subsequently received a signed petition meeting the requirements set by the Poulsbo City Council, and the signatures of landowners or persons authorized to sign on behalf of landowners on the petition were certified to be sufficient by the County Assessor on December 22, 2010, and

WHEREAS, the required Notice of Intent was filed with the Kitsap County Boundary Review Board and the statutory period for invoking the Boundary Review Board's jurisdiction over the annexation passed on March 25, 2011, with no such invocation, and

WHEREAS, the annexation has therefore been deemed approved by the Boundary Review Board, and

WHEREAS, the Poulsbo City Council held a public hearing on the proposed annexation on April 20, 2011, and has determined to approve the annexation, now, therefore,

THE CITY COUNCIL OF THE CITY OF POULSBO, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Annexation. That certain land located north of NW Commerce Street and east of State Highway 3, immediately north of the current City limits and legally described on Exhibit A attached hereto and incorporated herein by this reference as if set forth in full, is hereby annexed to and made a part of the City of Poulsbo.

Section 2. Zoning. In accord with the Poulsbo Urban Growth Sub-Area Plan, zoning of the property legally described on Exhibit A is hereby established as Light Industrial (LI) effective upon annexation.

Section 3. Taxation and Indebtedness. Pursuant to the terms of the annexation petition, all property within the territory annexed shall assume its proportionate share of the City's indebtedness and shall be assessed and taxed at the same rate and on the same basis as other property within the City, including assessments for taxes and payment of any bonds issued or debts contracted prior to or existing as of the date of annexation.

Section 4. Authority and Duties of Mayor and City Clerk. Pursuant to RCW 35A.14.700, the Mayor and City Clerk are hereby authorized and directed to execute and file the required annexation certificates and required attachments with the

Office of Financial Management. The City Clerk is also directed to file a certified copy of this ordinance with the Board of Commissioners for Kitsap County.

Section 5. Severability. If any section, sentence, clause or phrase of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this ordinance.

Section 6. Effective Date. This ordinance shall take effect five (5) days after publication of the attached summary, which is hereby approved.

APPROVED:

MAYOR REBECCA ERICKSON

ATTEST/AUTHENTICATED:

CITY CLERK JILL A. BOLTZ, CMC

APPROVED AS TO FORM:
OFFICE OF THE CITY ATTORNEY:

BY
JAMES E. HANEY

FILED WITH THE CITY CLERK: 04/04/2011
PASSED BY THE CITY COUNCIL: 04/20/2011
PUBLISHED: 04/29/2011
EFFECTIVE DATE: 05/04/2011
ORDINANCE NO. 2011-07

SUMMARY OF ORDINANCE NO. 2011-07

of the City of Poulsbo, Washington

On the 20th day of April, 2011, the City Council of the City of Poulsbo, passed Ordinance No. 2011-07. A summary of the content of said ordinance, consisting of the title, provides as follows:

> AN ORDINANCE OF THE CITY OF POULSBO, WASHINGTON, ANNEXING APPROXIMATELY 5.20 ACRES OF LAND, LOCATED NORTH OF NW COMMERCE STREET AND EAST OF STATE HIGHWAY 3, IMMEDIATELY NORTH OF THE CURRENT CITY LIMITS AND COMMONLY KNOWN AS THE JULIAN ANNEXATION; ZONING THE ANNEXED LAND LIGHT INDUSTRIAL (LI) IN ACCORD WITH THE POULSBO URBAN GROWTH SUB-AREA PLAN; REQUIRING THE LAND TO BE ASSESSED AND TAXED AT THE SAME RATE AND ON THE SAME BASIS AS OTHER PROPERTY WITHIN THE CITY AND TO ASSUME ITS PROPORTIONATE SHARE OF THE CITY'S EXISTING INDEBTEDNESS; PROVIDING FOR SEVERABILITY AND ESTABLISHING AN EFFECTIVE DATE.

The full text of this Ordinance will be mailed upon request.

DATED this 21st day of April, 2011.

CITY CLERK JILL A. BOLTZ, CMC

RECEIVED

DEC 16 2010

PLANNING

DESCRIPTION OF PARCEL PROPOSED BY MARK JULIAN FOR ANNEXATION INTO POULSBO

That portion of the Plat of Poulsbo Heights as recorded in Volume 3 of Plats, page 130; situate in the Northeast Quarter of the Northeast Quarter of Section 10, Township 26 N., Range 1 E., W.M., Kitsap County, WA; and described as follows:

Block 1, Lots 1-12, and Lots 48-59;
Together with the right-of-ways of First Avenue, NW Poulsbo Street, and Vetter Road NE lying adjacent to and adjoining said lots;

Block 2, Lots 1-15, and Lots 60-74,
Together with the right-of-ways of NW Poulsbo Street, and Vetter Road NE lying adjacent to and adjoining said lots;
Except any portion thereof lying within the State Highway 3 right-of-way;

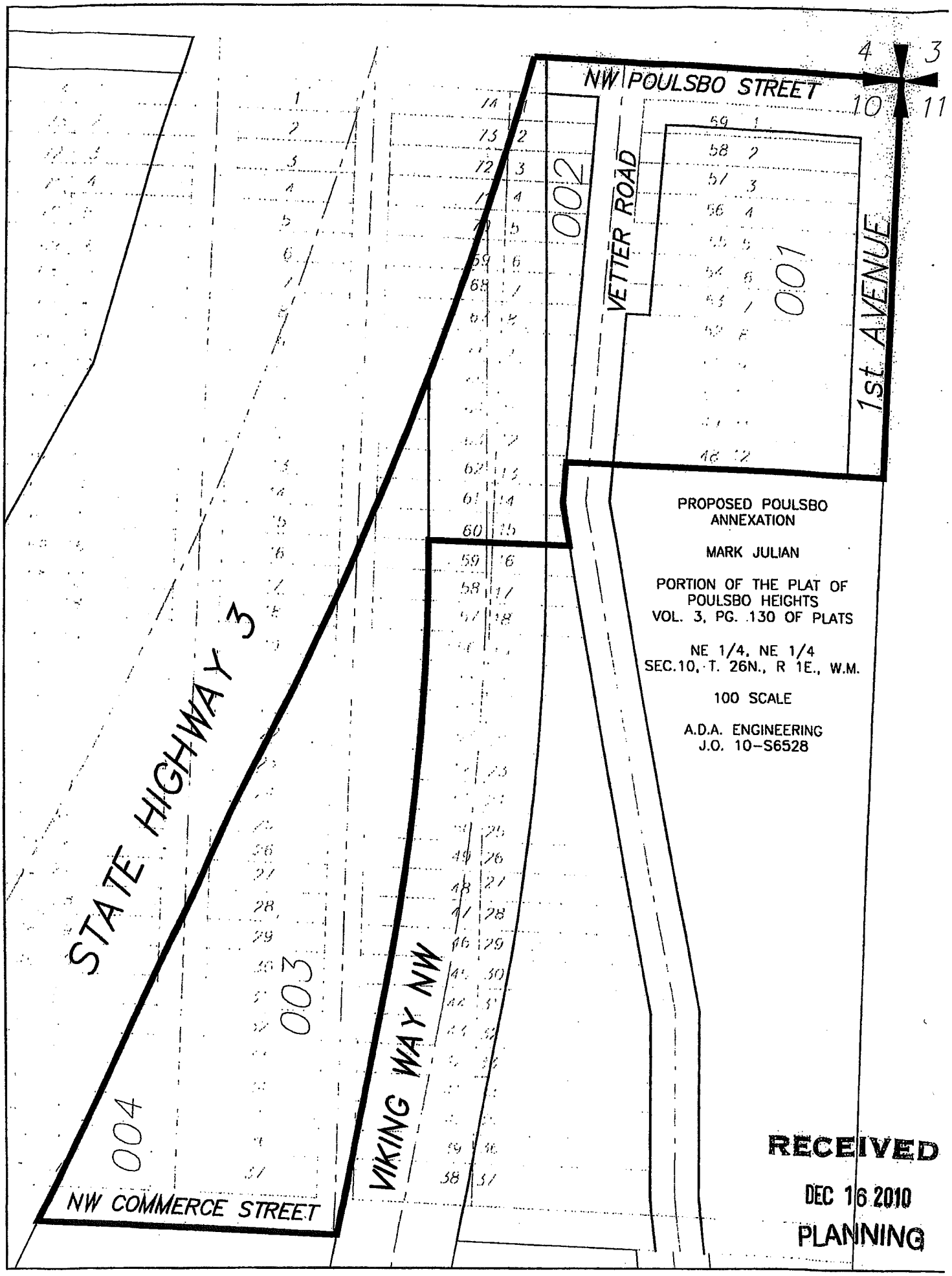
Block 2, Lots 38-59,
Together with the right-of-ways of Second Avenue and NW Commerce Street lying adjacent to and adjoining said lots;
Except any portion thereof lying within the Viking Way NW right-of-way;

Block 3, Lots 17-37,
Together with the right-of-ways of Second Avenue, Third Avenue, and NW Commerce Street lying adjacent to and adjoining said lots;
Except any portion thereof lying within the State Highway 3 right-of-way;

Block 4, Lots 30-37

Together with the right-of-ways of Third Avenue and NW Commerce Street lying adjacent to and adjoining said lots; Except any portion thereof lying within the State Highway 3 right-of-way;

Except any portion thereof lying within the City limits of Poulsbo.



RECEIVED
DEC 16 2010
PLANNING