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ORDIN
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CITY OF SPRAGUE
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LINCOLN COUNTY, WASHINGTON
SHELLY JOHNSTON, AUDITOR

ORDINANCE NO. 829

AN ORDINANCE OF THE CITY OF SPRAGUE, WASHINGTON, PROVIDING FOR THE ANNEXATION OF CERTAIN REAL PROPERTY COMMONLY KNOWN AS THE CHARLES MILLER PROPERTY INTO THE CITY OF SPRAGUE; PROVIDING FOR ZONING REGULATION, PROVIDING FOR NOTICE OF THE ANNEXATION TO BE PUBLISHED, AND PROVIDING FOR THE EFFECTIVE DATE OF THE ANNEXATION.

WHEREAS, Charles Miller is the legal owner of 227.91 acres of undeveloped agricultural land contiguous to the north edge of the Wallace Addition of the City of Sprague; and

WHEREAS, Charles Miller submitted a request dated November 11, 2010 that the City of Sprague annex said property; and

WHEREAS, the City Council of the City of Sprague reviewed the request at a regularly scheduled Council meeting on December 1, 2010 and set January 5, 2011 as a date to meet with Charles Miller concerning the requested annexation; and

WHEREAS, the City Council did meet with Charles Miller to consider the proposed annexation and zoning regulation; and

WHEREAS, "Light industrial" was the preferred zone but the City of Sprague's zoning ordinance, Ordinance No. 693, did not provide for a "light industrial" zone; and

WHEREAS, on October 17, 2012 the City of Sprague adopted a new zoning ordinance, Ordinance No. 822, which included provision for a "Business Park District Zone"; and

2014 0466297 PAGE 1 OF 4
LINCOLN COUNTY, WASHINGTON

WHEREAS, on January 16, 2013 the City Council voted to move forward with the annexation; and

WHEREAS, on March 19, 2013 Charles Miller signed a letter affirming that he wished to proceed with the annexation, waived any objections to the delay, understood that it is up to the developer to provide the infrastructure and that the City has no obligation to provide water and sewer lines or streets to the annexed land, and agreed to the zoning as business park district; and

WHEREAS, on March 20, 2013 the City Council set May 15, 2013, 6:00 p.m. at the Sprague Community Hall, 213 S 'C' Street, for a public hearing on the proposed Charles Miller Annexation; and

WHEREAS, notice of the public hearing was published on May 9, 2013 in the Davenport Times, a newspaper of general circulation in the City and the area considered for annexation, and three notices of hearing were posted on said property; and

WHEREAS, the City Council held a public hearing on the proposed annexation at the Sprague Community Hall on May 15, 2013 at 6:00 p.m.; and

WHEREAS, having considered the information and testimony presented at the public hearing regarding the proposed annexation of the Charles Miller property into the City; now therefore

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

SECTION 1. Annexation. The territory, Parcel Number: 21 38 013 20010, which is commonly known as the Charles Miller property and is legally described as follows:

Section 13, Township 21 North, Range 38 E.W.M.
EXCEPT that portion of the Northwest quarter of the Northwest quarter lying North of the Northwesterly right of way line of Secondary State Highway as it existed October 2, 1946;
AND EXECPT that portion thereof described as follows:
WSDOT property, Parcel # 213801330000. PT NW of Section13 T21 R38 Pit Site #PS-t-214 Stockpile Site #SP-t-6392
AND EXCEPT that portion thereof described as follows:

Beginning at a Washington State Department of Transportation Monument lying on the centerline of SR 90, marked as Engineer's Station 1451+87.65 with State coordinates of 128434.222 North and 2713711.571 East; thence North 53°36'58" East along said centerline 1278.54 feet; thence perpendicular to said centerline North 36°23'02" West 125.00 feet to an intersection with the Northerly right of way line of said SR90, the True Point of Beginning; thence North 36°23'02" West 687.35 feet; thence North 26°23'11" East 31.86 feet; thence North 85°16'27" East 899.27 feet; thence North 03°11'45" West 40.12 feet; thence North

2014 0466297 PAGE 2 OF 4
LINCOLN COUNTY, WASHINGTON

88°02'41" East 466.11 feet to an intersection with said Northerly right of way line of SR 90; thence along said right of way line South 53°36'58" West 1200.20 feet to the True Point of Beginning;

AND EXCEPT that portion of the East half of said Section lying South of SR 90;
AND EXCEPT State Highway No. 231 and SR 90
AND EXCEPT Catholic Cemetery Road.

Should be and hereby is annexed to and made a part of the City of Sprague, Washington.

SECTION 2. Zoning. Zoning of the annexation area described in Section 1 of the ordinance shall be business park district.

SECTION 3. Notice. The City Clerk shall cause notice of the proposed effective date of the annexation, together with a description of the property to be annexed, and a statement that the zoning will be business park district to be published once a week for two weeks subsequent to passage of this ordinance, in the Davenport Times, a newspaper of general circulation within the City and the area to be annexed.

SECTION 4. Effective Date and Publication. A summary of this ordinance consisting of its title shall be published in the official newspaper of the City. This ordinance shall take effect at 12:01 a.m. on March 1, 2014.

PASSED by the City Council and APPROVED by the Mayor this 5th day of February, 2014.

CITY OF SPRAGUE

John C. Eagleson

John Eagleson, Mayor

Attest:

Ginny Rajala

Ginny Rajala, City Clerk

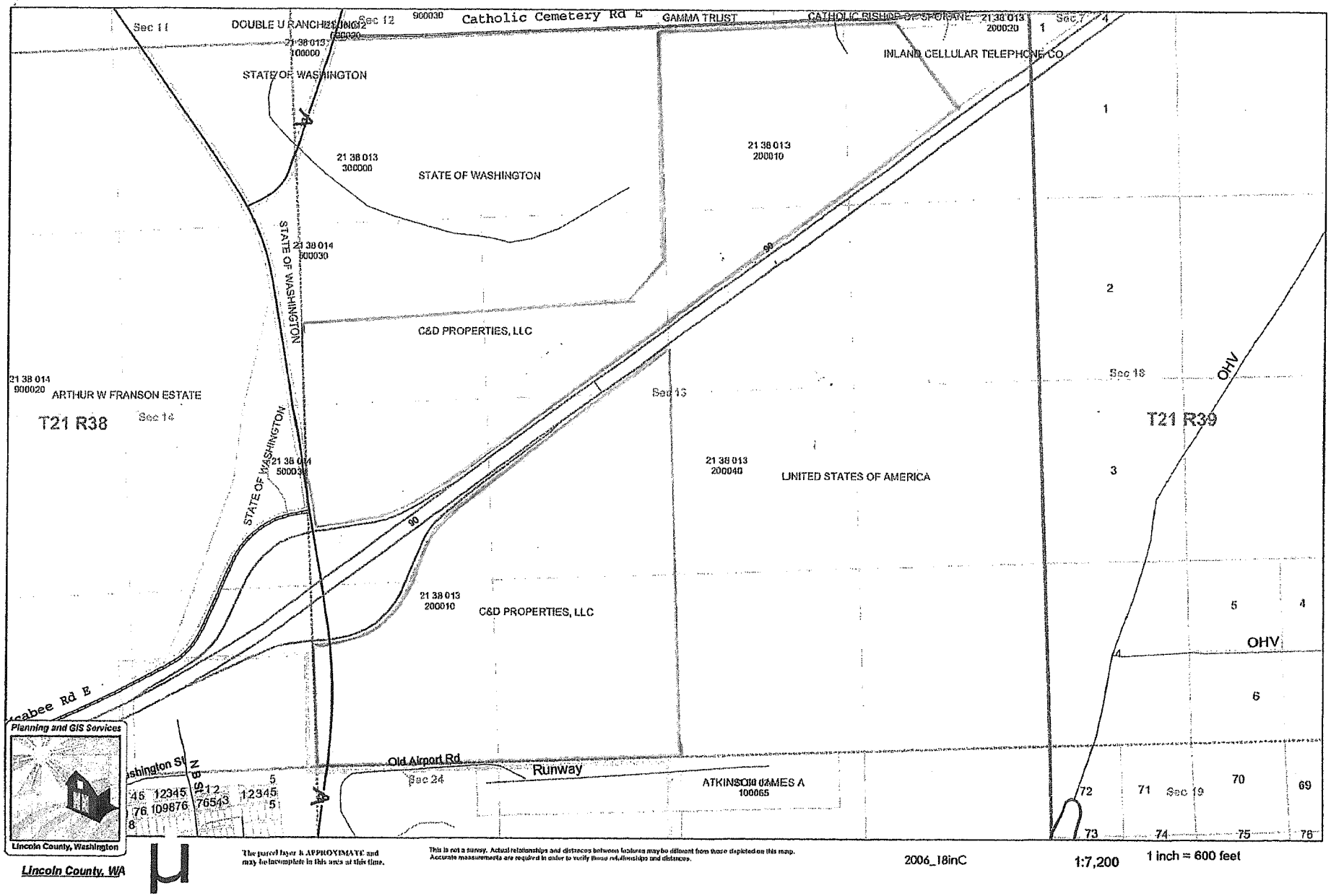
Approved as to form:

Cynthia E. McMullen

City Attorney

1st Date of Publication: 2-13-2014
2nd Date of Publication: 2-20-2014
Effective Date: 3-1-2014

2014 0466297 PAGE 3 OF 4
LINCOLN COUNTY, WASHINGTON



The parcel layer is APPROXIMATE and may be incomplete in this area at this time.

This is not a survey. Actual relationships and distances between features may be different from those depicted on this map. Accurate measurements are required in order to verify these relationships and distances.

2006_18inC

1:7,200

1 inch = 600 feet