

**ORDINANCE NO. 2009-1385**

**AN ORDINANCE OF THE CITY OF CHELAN, WASHINGTON, PROVIDING FOR THE ANNEXATION OF CERTAIN REAL PROPERTY TO THE CITY; INCORPORATING THE SAME WITHIN THE CITY LIMITS; PROVIDING FOR THE ASSUMPTION OF EXISTING INDEBTEDNESS; ADOPTING A COMPREHENSIVE LAND USE PLAN AND ZONING DESIGNATION.**

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WHEREAS on February 2, 2009 the City Council of the City of Chelan, Washington received a petition from over sixty percent (60%) of the owners of the real property legally described in Exhibit A, and the boundaries of which are depicted on Exhibit B (the Kuntz Area).

WHEREAS the City Council determined it would accept the annexation of the Kuntz Area;

WHEREAS, the Kuntz Area is within the boundaries of the Urban Growth Area of the City, and the annexation of the Kuntz Area is consistent with the provisions of the Comprehensive Plan of the City;

WHEREAS, the City has adopted proposed zoning regulations for the Kuntz Area, together with a pre-annexation zoning map pursuant Resolution No. 98-992 and RCW 35A.14.330 and RCW 35A.14.340;

WHEREAS, the City Council, after required public notice, held a public hearing on March 26, 2009 to receive public input to the annexation of the Kuntz Area;

WHEREAS the City Council finds that it is in the best interests of the health, safety, morals, and general welfare of the citizens of the City and the citizens of the Kuntz Area for the Kuntz Area to be annexed to the City;

NOW, THEREFORE THE CITY COUNCIL OF THE CITY OF CHELAN, WASHINGTON DO ORDAIN AS FOLLOWS:

**Section 1.** The Recitals are incorporated into this Ordinance;

**Section 2.** The Kuntz Area is annexed to and made a part of the City.

**Section 3.** All water rights appurtenant to the Kuntz Area shall be transferred

to the City, pursuant to Chapter 13.40 of the Chelan Municipal Code.

**Section 4.** All property within the Kuntz Area shall be assessed and taxed at the same rate and on the same basis as the property within the City is assessed and taxed, to pay for all of the outstanding indebtedness of the City.

**Section 5.** All property within the Kuntz Area shall be zoned as depicted in the official pre-annexation zoning map of the City, as adopted by Resolution No. 98-992. The Community Development Director shall insert the appropriate zoning for the Kuntz Area on the official zoning map of the City upon the effective date of this Ordinance.

**Section 6.** The Title is approved as the summary of this Ordinance.

**Section 7.** The Clerk shall cause a summary of this Ordinance to be published in a newspaper of general circulation in the City and the City’s official newspaper, and shall file a certified copy of this Ordinance with the Board of Commissioners for Chelan County.

**Section 8.** This Ordinance, being an Ordinance initiated by petition, is exempt from the requirements of RCW 35A.11.090 and shall take effect and be in full force five (5) days after passage and publication, whichever is later.

PASSED by the City Council of the City of Chelan, Washington, this 26th day of March, 2009.

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ROBERT R.GOEDDE, MAYOR

ATTEST:

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LINDA ALLISON-LILES, CITY CLERK

FILED WITH THE CITY CLERK: 3/18/09  
PASSED BY THE CITY COUNCIL: 3/26/09  
PUBLISHED: 4/1/09  
EFFECTIVE DATE: 4/6/09  
ORDINANCE NO.: 2009- 1385