

ORDINANCE NO. 1056

AN ORDINANCE OF THE CITY OF NEWPORT, WASHINGTON, ANNEXING CERTAIN REAL PROPERTY LOCATED ON A PORTION OF LOT 3 OF "LARSON-CAMPBELL DIVISION" LOCATED IN SECTION 13, TOWNSHIP 31 NORTH, RANGE 45 E.W.M. TO SAID CITY, DESIGNATING THE ZONE OF THE ANNEXED PROPERTY, DIRECTING MODIFICATION OF THE OFFICIAL ZONING MAP AND FIXING THE EFFECTIVE DATE OF ANNEXATION.

WHEREAS, the City of Newport received a Notice of Intention to Commence Annexation Proceedings pursuant to law, and

WHEREAS, the initiator filed a request with the City of Newport for annexation of approximately .66 acres more particularly described as follows:

See original signed copy of ordinance for legal description

and

WHEREAS, The City of Newport determined that the request met all legal requirements and the request was referred to the Planning Commission for review, and

WHEREAS, after proper notice of the hearing, the Planning Commission unanimously recommended that the request be granted, subject to meeting specific conditions, and

WHEREAS, after proper public notice, the Newport City Council held a public hearing on the request, and

WHEREAS, no one opposed the request and the City Council has determined that the annexation should be approved and

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

SECTION 1: DESCRIPTION OF ANNEXED PROPERTY:

The following described real property situated in Pend Oreille County, Washington, is hereby annexed to the City of Newport:

See original signed copy of ordinance for legal description

SECTION 2: ZONING AND UTILITIES:

The annexed property shall be zoned R-1, Residential, as defined in the City of Newport Development Regulations, Chapter 17.02. All residential structures must hook-up to City water and sewer services.

SECTION 3: MODIFICATION OF TEXT AND OFFICIAL MAP:

Pursuant to the City of Newport Development Regulations, Chapter 17.02, the text and official map of the City of Newport will be amended to include the property described above which has been annexed into the city, and in accordance with that Chapter, the Mayor and City Clerk shall promptly add the area annexed to the official map and sign the amended map.

SECTION 4: SEVERABILITY:

If any part of this Ordinance is held by a court of competent jurisdiction to be unconstitutional or otherwise unenforceable, such finding shall not invalidate any other part of this Ordinance.

SECTION 5: EFFECTIVE DATE:

Pursuant to the City of Newport Development Regulations, Chapter 17.06.039(I), this annexation shall be final and conclusive 21 days following publication of the Notice of Decision, unless the original applicant or a party adversely affected by the decision makes proper application to a court of competent jurisdiction seeking to reverse or modify the annexation.

PASSED AND ADOPTED THIS ____ DAY OF _____ 2009.

By: _____
Fred Anderson
Mayor

ATTEST:

Nickole Schutte
City Clerk/Treasurer

APPROVED AS TO FORM:

Tom Metzger
City Attorney