

CITY OF SPRAGUE ORDINANCE NO. _____

An ordinance of the City of Sprague, Washington rescinding Ordinance 791 and affirming Ordinance 793 annexing certain legally described property commonly known as the Oak Street property into the City of Sprague; and providing for the effective date thereof.

WHEREAS, the City of Sprague is the legal owner of certain property outside the City limits, commonly known as “the Oak Street property;” and

WHEREAS, Ordinance 791 which was passed by the City Council in 2007 to annex this property into the City did not fully comply with all statutory procedures for annexation; and

WHEREAS, the City Council passed Resolution # 241, and after proper notice and hearing passed Ordinance 793 in 2008 annexing this property; and

WHEREAS, Ordinance 793 was subject to referendum for a period of forty-five (45) days after passage, but no referendum was filed; and

WHEREAS, the City Council wishes to reaffirm the annexation of this property; now therefore

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

SECTION 1. Ordinance 791 is hereby rescinded.

SECTION 2. Ordinance 793 is hereby reaffirmed, providing that the territory, which contains less than one hundred (100) acres and having at least eighty percent of the boundaries of such area contiguous to the present corporate limits of the City of Sprague and being within the same county as the City of Sprague, which is commonly known as the Oak Street property and is legally described as follows:

Commencing at the Northeast Corner of Section 23, Township 21 North, Range 38 East, WM, Lincoln County, Washington; and run thence S 87°21'44"W, along the North Line of said Section 23, a distance of 1604.76 feet to the West Line of “D” Street, Town of Sprague, and the TRUE POINT OF BEGINNING for this description; thence continue S 87°21'44"W, along the North Line of said Section 23, a distance of 830.80 feet to the South Right of Way Line of State Highway SR 90; thence S70°25'46"W, along the South Right of Way Line of SR 90, a distance of 279.23 feet to the West Line of the Northwest Quarter of the Northeast Quarter of said Section 23; thence S01°22'20"E, along said West Line of the Northwest Quarter of the Northeast Quarter of section 23, a distance of 358.80 feet to the North Line of North Third Street, Town of Sprague; thence N81°50'47" E, along the North Line of North Third Street, a distance of 1142.93 feet to the aforesaid West Line of “D” Street; thence N08°08'18" W, along the aforesaid West Line of “D” Street, a distance of 331.71 feet to the point of beginning

Should be and hereby is annexed to and made a part of the City of Sprague, Washington. Zoning of the annexation area shall be light industrial/commercial. The annexation area shall assume its proportionate share of any and all outstanding indebtedness owed by the City of Sprague on the effective date of this ordinance.

SECTION 3. Effective Date. This ordinance shall be full force and effect forty-five (45) days from and after passage, approval and publication.

PASSED this _____ day of _____, 2010.

Mayor

Councilmember

Councilmember

Councilmember

Councilmember

Councilmember

ATTEST:

APPROVED AS TO FORM:

City Clerk

City Attorney