

ORDINANCE NO. 1077

AN ORDINANCE AMENDING ORDINANCE NO. 1066 CORRECTING THE LEGAL DESCRIPTION FOR THE ANNEXATION OF CERTAIN REAL PROPERTY TO THE CITY OF CASHMERE, WASHINGTON

WHEREAS, Ordinance No. 1066 passed by the Cashmere City Council and approved by the Mayor at a regular open public meeting on the 12th day of September, 2005, and,

WHEREAS, there was an error in the legal description of the real property to be annexed, omitting a portion of State of Washington right-of-way, and,

WHEREAS, the Washington State Department of Transportation has consented to the annexation of said State right-of-way property in correspondence to the City dated January 24, 2006, now, therefore,

The City Council of the City of Cashmere, Washington do ordain as follows:

Section 1. Section 1 of Ordinance No. 1006 including the Exhibit "A" attached thereto legally describing the real property to be annexed are amended as follows:

Section 1. The real property in Chelan County, Washington described below, contiguous to the City of Cashmere, Washington, and within the City of Cashmere Urban Growth Boundary, is hereby annexed to and incorporated in the city limits of the City of Cashmere, Washington, on the terms and conditions set forth in this ordinance.

Description of Real Property Annexed

The real property described on the attached Exhibit "A" and incorporated herein by this reference.

Section 2. A certified copy of this ordinance shall be filed with the Board of County Commissioners of Chelan County, Washington in the manner provided by law.

Section 3. The annexed real property shall be subject to the Comprehensive Land Use Plan adopted heretofore by the City of Cashmere, Washington. The annexed real property is hereby zoned in accordance with the Comprehensive Plan as CI Commercial/Industrial District.

Section 4. The official zoning map of the City of Cashmere is hereby amended to include the real property hereby annexed. Said map shall be modified in accordance with law.

Section 5. The annexed real property described herein shall be assessed and taxed at the same rate and on the same basis as other property in the City of Cashmere, Washington to pay for all or any portion of the outstanding indebtedness of the City of Cashmere, approved by the voters, contracted or incurred prior to or existing at, the date of annexation.

Section 6. This ordinance shall take effect and be in full force when it shall have been passed by the City Council of the City of Cashmere and signed by the Mayor and five (5) days after the ordinance or a summary thereof consisting of the title is published.

Section 7. Except as amended hereby, Ordinance No. 1066 is ratified and confirmed.

Passed by the City Council of the City of Cashmere and approved by the Mayor at a regular open public meeting this 13th day of February, 2006.

CITY OF CASHMERE

By: George N. Valison
George N. Valison, Mayor

Attest:

Kay Jones
Kay Jones, City Clerk-Treasurer

Approved as to form:

By: Terrence M. McCauley
Terrence M. McCauley, City Attorney

Passed by the City Council: February 13, 2006
Published in the Cashmere Valley Record: February 22, 2006
Effective date: February 27, 2006

EXHIBIT "A"

Wrightwood, LLC Annexation

Legal Descriptions:

Wrightwood, LLC (Assessor's Parcel # 23-19-03-230-100 and 23-19-03-230-175)

That portion of the Southwest 1/4 of the Northwest 1/4 of Section 3, Township 23 North, Range 19, East, W.M., Chelan County, Washington, described as follows: Begin at a point on the easterly right-of-way line of P.S.H. No 2, as said highway was established by instrument recorded May 28, 1953 under auditor's file No. 472637, which point is 111 feet East (when measured at right angles) of the West line of said Section; thence North along a line 111 feet East of and parallel to said West line of said Section to the point of intersection with the southwesterly right-of-way line of the county road, which formerly was P.S.H. No. 2; thence Southeasterly along said Southwesterly right-of-way line to the East-West centerline of said Section 3; thence West along said Section centerline to a point which bears S 89°55' E, 874.5 feet from the West 1/4 corner of said Section 3; thence N 10°03' E, 132 feet; thence N 36°25' W, 105 feet; thence S 27°44' W, 77 feet; thence S 0°15' E, 145 feet more or less, to the easterly right-of-way line of said P.S.H. No. 2; thence northwesterly along said easterly right-of-way to the point of beginning.

together with that portion of the East 330.4 feet of the Northwest 1/4 of the Southwest 1/4 of Section 3, Township 23 North, Range 19, East W.M., Chelan County, Washington, lying northeasterly of the northeasterly right-of-way line of P.S.H. No 2, as the same was established by instrument recorded May 25, 1953 under auditor's file No. 472639 and southwesterly of the southwesterly right-of-way line of county road which was formerly P.H.S. No. 2, except the north 30 feet thereof.

together with that portion of the north 230 feet of the west 962.7 feet of the Southwest 1/4 of Section 3, Township 23 North, Range 19, East W.M., Chelan County, Washington, lying northeasterly of primary state highway No. 2, by instrument recorded under auditor's file no. 472639.

together with a strip of highway right-of-way being a minimum width of 200 feet as shown on sheets 3 and 4 of that certain plan entitled SR 2, Cashmere To Monitor, of which plan is now of record and on file in the office of the Secretary of Transportation at Olympia, Washington, bearing date of approval March 25, 1952. Said strip of right-of-way begins near the intersection of SR 2 and Aplets Way in the vicinity of milepost 111.98 and travels in an easterly and southeasterly direction to a point 209.11 feet west of the intersection of SR 2 and Old Monitor Road at or near milepost 112.53.

Wenatchee Indian Tribe (Assessor's Parcel # 23-19-03-230-250)

A parcel of land located in the Southwest 1/4 of the Northwest 1/4 of Section 3, Township 23 North, Range 19 East, W.M., Chelan County, Washington. Beginning at a point on the centerline of Section 3; from which the West 1/4 corner of said Section 3 bears S 89°55' E, 874.5 feet; thence N 10°03' E, 132 feet; thence N 36°25' W, 105 feet; thence S 27°44' W, 77 feet; thence S 0°15' E, 145 feet more or less, to the easterly right-of-way line of said P.S.H. No. 2; thence northeasterly along said centerline to the point of beginning.

