

ORDINANCE NO. 715

AN ORDINANCE OF THE CITY OF TOLEDO, WASHINGTON PROVIDING FOR THE ANNEXATION OF:

A PART OF THE SOUTHEAST QUARTER OF SECTION 18, TOWNSHIP 11 NORTH, RANGE 1 WEST, W. M., LEWIS COUNTY, WASHINGTON, DESCRIBED AS FOLLOWS:

BEGINNING AT THE INTERSECTION OF THE SOUTH BOUNDARY OF ALDER STREET IN THE TOWN OF TOLEDO WITH THE WEST BOUNDARY LINE OF THE STATE HIGHWAY RIGHT OF WAY ON THE WEST BANK OF THE COWLITZ RIVER; THENCE NORTH 68° 30' WEST 529 FEET ALONG THE SOUTH BOUNDARY OF SAID ALDER STREET; THENCE SOUTH 22° WEST 370 FEET; THENCE NORTH 68° 30' WEST 88 FEET TO THE TRUE POINT OF BEGINNING; THENCE CONTINUING NORTH 68° 30' WEST 87 FEET; THENCE NORTH 22° EAST 130 FEET; THENCE SOUTH 68° 30' EAST 87 FEET; THENCE SOUTH 22° WEST 130 FEET TO THE TRUE POINT OF BEGINNING.

TOGETHER WITH AN EASEMENT FOR INGRESS, EGRESS AND UTILITIES OVER, UNDER AND ACROSS A STRIP OF LAND 20 FEET IN WIDTH BEING 10 FEET ON EACH SIDE OF THE FOLLOWING DESCRIBED CENTER LINE:

BEGINNING AT THE INTERSECTION OF THE SOUTH BOUNDARY OF ALDER STREET IN THE TOWN OF TOLEDO IN SAID SECTION 18 WITH THE BOUNDARY LINE OF THE STATE HIGHWAY RIGHT OF WAY ON THE BANK OF THE COWLITZ RIVER; THENCE NORTH 68° 30' WEST 664 FEET ALONG THE SOUTH BOUNDARY OF ALDER STREET TO THE TRUE POINT OF BEGINNING OF SAID CENTERLINE; THENCE SOUTH 22° WEST 240 FEET TO THE TERMINUS OF SAID CENTERLINE.

WHEREAS, certain individual owning property in Lewis County according to the Plat thereof notified the City Council of the City of Toledo in writing of their intention to commence proceedings for the annexation of their property according to the Plat thereof to the corporate limits of the City of Toledo, and

WHEREAS, the City Council of the City of Toledo did thereafter, within sixty (60) days of receipt of such notification, meet with the individual initiating the proposed annexation as a regularly scheduled meeting at the City Council of the City of Toledo and at such meeting did agree to accept the annexation of the corporate limits of the City of Toledo and,

WHEREAS, the City Council of the City of Toledo, agreed that the parcel to be annexed would be zoned Residential; that the owners of the property within the parcel to be annexed would not be required to assume any existing general indebtedness of the City of Toledo, and

WHEREAS, the conditions set forth by the City Council of the City of Toledo, were acceptable to the proponents of annexation, and

WHEREAS, the proponents of annexation did, thereafter, sign a petition for annexation, which petition for annexation was returned to the City Council of the City of Toledo, signed by the owners was defined by RCW 35A.01.040(9) (a) through (d), of more than sixty (60) percent in value according to the assessed valuation for general taxation of the property proposed for annexation, and

WHEREAS, the City Council of the City of Toledo, did receive the petition, and did establish Monday, the 21st day of May, 2012 at the hour of 6:02 p.m. as a date for a public hearing upon it, and further did cause notice of such public hearing to be published in one or more issues of a newspaper of general circulation within the City of Toledo, as well as posting such notices in three public places within boundaries of the property proposed for annexation, and

WHEREAS, following such public hearing the City Council of the City of Toledo, determined that annexation of the subject property was in the City of Toledo, now therefore

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

Section 1. From and after the effective date of this ordinance the following described real property shall be annexed to the City of Toledo and shall be included, hereafter, as property within the corporate boundaries of said city, thereafter:

A PART OF THE SOUTHEAST QUARTER OF SECTION 18, TOWNSHIP 11 NORTH, RANGE 1 WEST, W. M., LEWIS COUNTY, WASHINGTON, DESCRIBED AS FOLLOWS:

BEGINNING AT THE INTERSECTION OF THE SOUTH BOUNDARY OF ALDER STREET IN THE TOWN OF TOLEDO WITH THE WEST BOUNDARY LINE OF THE STATE HIGHWAY RIGHT OF WAY ON THE WEST BANK OF THE COWLITZ RIVER; THENCE NORTH 68° 30' WEST 529 FEET ALONG THE SOUTH BOUNDARY OF SAID ALDER STREET; THENCE SOUTH 22° WEST 370 FEET; THENCE NORTH 68° 30' WEST 88 FEET TO THE TRUE POINT OF BEGINNING; THENCE CONTINUING NORTH 68° 30' WEST 87 FEET; THENCE NORTH 22° EAST 130 FEET; THENCE SOUTH 68° 30' EAST 87 FEET; THENCE SOUTH 22° WEST 130 FEET TO THE TRUE POINT OF BEGINNING.

TOGETHER WITH AN EASEMENT FOR INGRESS, EGRESS AND UTILITIES OVER, UNDER AND ACROSS A STRIP OF LAND 20 FEET IN WIDTH BEING 10 FEET ON EACH SIDE OF THE FOLLOWING DESCRIBED CENTER LINE:

BEGINNING AT THE INTERSECTION OF THE SOUTH BOUNDARY OF ALDER STREET IN THE TOWN OF TOLEDO IN SAID SECTION 18 WITH THE BOUNDARY LINE OF THE STATE HIGHWAY RIGHT OF WAY ON THE BANK OF THE COWLITZ RIVER; THENCE NORTH 68° 30' WEST 664 FEET ALONG

THE SOUTH BOUNDARY OF ALDER STREET TO THE TRUE POINT OF
BEGINNING OF SAID CENTERLINE; THENCE SOUTH 22° WEST 240 FEET TO
THE TERMINUS OF SAID CENTERLINE.

Section 2. The above-described real property annexed to the City of Toledo pursuant to this ordinance shall be zoned Residential.

Section 3. The owners of real property located within the above-described property annexed to the City of Toledo by this ordinance shall not be required to assume any existing general indebtedness of the City of Toledo as of the date of this annexation ordinance.

Section 4. The cost of publishing this ordinance shall be paid by the proponents of such annexation.

Section 5. Any ordinance in conflict with the provisions of this ordinance shall be to the extent of such conflict hereby repealed.

Section 6. This ordinance shall take affect after its passage and publication as required by law.

PASSED BY THE CITY COUNCIL of the City of Toledo, Washington, and approved by its Mayor at a regularly scheduled meeting thereof this 18th day of June, 2012.

Jerry Pratt – Mayor

Attest:

Michelle Whitten – City Clerk

Approved as to form:

William Boehm – City Attorney

Passed First Reading: June 04, 2012

Passed Second Reading: June 18, 2012

Publication Date: June 27, 2012

Effective Date: July 01. 2012