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Ordinance TONASKET, CITY OF
Okanogan County Washington

3180010

ORDINANCE NO. 723

AN ORDINANCE providing for the annexation of certain territory to the City of Tonasket, Washington, and incorporating the same within the corporate limits thereof, providing for the assumption of existing indebtedness, and assigning zoning classifications, conditions and specifying an effective date.

WHEREAS, a Notice of Intent to Annex was filed with the City of Tonasket; and

WHEREAS, a meeting was held with the initiating parties resulting in a decision by the City Council to:

(1) Accept the proposed annexation;

(2) Require the simultaneous adoption of the comprehensive plan for the area;

(3) Require the assumption of a pro rata share of all existing city indebtedness by the area to be annexed;

and

WHEREAS, a Petition for Annexation was made in writing and filed with the City Council seeking annexation of the territory described therein, of which the territory is contiguous to the corporate limits of the City of Tonasket; and

WHEREAS, the petition was determined sufficient by the Okanogan County Assessor; and

WHEREAS, the City Council did fixed a date for public hearing and caused notice thereof to be published and posted as required by law; and

WHEREAS, a public hearing was held by the City Council of the City of Tonasket on the 12th day of February, 2013, and after said hearing a motion was made, seconded and unanimously passed to approve the annexation of the subject property.

NOW, THEREFORE,

THE CITY COUNCIL OF THE CITY OF TONASKET, WASHINGTON, DO ORDAIN as follows:

Section 1. The territory property described on **Exhibit A** and shown on **Exhibit B** attached hereto, being situated within the County of Okanogan, State of Washington, and being contiguous to the City of Tonasket, is hereby annexed to and incorporated into the City of Tonasket.

Section 2. All property within the territory annexed shall, after the effective date hereof, be assessed and taxed at the same rate and on the same basis as the property within the city for any outstanding indebtedness of the City of Tonasket contracted prior to, or existing at the date of annexation.

Section 3. The territory is hereby zoned Residential Two (R-2) and Rural Residential (R-R) as shown on **Exhibit C** with right-of-ways zoned to the centerlines thereof.

Section 4. A copy of this ordinance shall be filed and recorded as provided by law.

Section 5 This ordinance shall become effective from and after its passage by the council, approval by the Mayor, and five days after publication of this ordinance, or a summary, as provided by law.

PASSED BY THE CITY COUNCIL this 12th day of February, 2013.

APPROVED:

Patrick Plumb, Mayor

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ATTEST:

Alice J. Attwood

Alice Attwood, Clerk-Treasurer

APPROVED AS TO FORM:

Michael D. Howe

Summa
723
Feb 21, 2013
Alice J. Attwood
Town Clerk

EXHIBIT A

Legal Description for City of Tonasket
Mill Drive/Bonaparte Annexation

Those portions of Sections 16 and 21, all in Township 37 North, Range 27 East, Willamette Meridian, more particularly described as follows:

BEGINNING at the intersection of the Southerly Right-of-Way line of Washington State Highway No. 20, as certified to the City of Tonasket on August 17, 1953, and the Northeasterly prolongation of the Northeasterly line of Lot 5, Block 12, "Riverview Addition to Tonasket", as shown on the **re-plat** of said Block 12, per the plat thereof filed in Book "D" of Plats, at Page 29, records of the Auditor of Okanogan County, Washington;

Thence, South 30°39'00" West along said Northeasterly prolongation, a distance of 36.68 feet to the Northeasterly corner of said Lot 5, said corner also being the Southeasterly corner of that parcel of land described in a deed recorded December 1, 2008, in favor of the Virgil G. Green and Patricia Lee Green Revocable Living Trust, recorded as A.F.N. 3111985, records of the Auditor of Okanogan County, Washington; Thence, continuing South 30°39'00" West along the easterly line of said Lot 5, a distance of 223.7 feet to the Southeasterly corner of said Lot 5, said point also being on the Northeasterly Right-of-Way line of 7th Street, 60.00 feet wide; Thence, continuing South 30°39'00" West, a distance of 60.00 feet to a point on the Southwesterly Right-of-Way line of said 7th Street, said point also being the Northeasterly corner of Lot 5, Block 13, "Riverview Addition to Tonasket, Wash." as per the plat thereof filed in Book "C" of Plats, at Page 36, records of the Auditor of Okanogan County, Washington;

Thence, continuing South 30°39' West along the Northeasterly line of said Lot 5 of Block 13, a distance of 300.00 feet to the Southeasterly corner of said Lot 5; Thence, North 59°21' West, along the Southwesterly lines of said Lot 5 and Lot 4 of said Block 13, a distance of 270.4 feet to the Easterly Right-of-Way line of Bonaparte Avenue, 40.00 feet wide; Thence, continuing North 59°21' West, a distance of 40.00 feet to a point on the Northwesterly Right-of-Way line of said Bonaparte Avenue, said point also being the Southeasterly corner of Lot 3 of said Block 13; Thence, continuing North 59° 21' West, along the Southwesterly lines of said Lot 3, Lot 2, and Lot 1 of said Block 13, a distance of 415.6 feet to a point on the Easterly Right-of-Way line of Antwine Avenue, 40.00 feet wide;

Thence, South 30°39' West along said Easterly Right-of-Way line, a distance of 90.00 feet more or less, to the Southwesterly corner of that parcel of land described in a deed recorded December 26, 1984, in favor of Norman A. Oberg and Joyce A. Oberg, recorded as A.F.N. 715937, records of the Auditor of Okanogan County, Washington; Thence, North 71°31' West, a distance of 40.92 feet to a point on the Westerly Right-of-Way line of said Antwine Avenue, said point also being the Southeasterly corner of that parcel of land described in a deed recorded September 13, 1982, in favor of Tonasket Gardens, a limited partnership, recorded as A.F.N. 692471, records of the Auditor of Okanogan County, Washington; Thence, continuing North 71°31' West, along the Southwesterly line of said parcel, a distance of 184.14 feet more or less to a point on the Easterly line of Lot 6 of the "Plat of Bonaparte Tracts Tonasket Wash", as shown on the plat thereof filed in Book "D" of Plats, at page 30, records of the Auditor of Okanogan County, Washington, said point also being on the Southerly bank of Bonaparte Creek, more or less;

Thence, North 30°39' East along said Easterly line to the most Easterly corner of said Lot 6; Thence, Northwesterly along the Northeasterly lines of said Lot 6 and Lot 7 of said "Plat of Bonaparte Tracts Tonasket Wash" to the most Northerly corner of said Lot 7; Thence, South 30°39' West along the Westerly line of said Lot 7, a distance of 255.00 feet to the most Westerly corner of said Lot 7; Thence, Southeasterly along the Southwesterly lines of said Lot 7 and said Lot 6, a distance of 200.30 feet to the most Southerly corner of said Lot 6, said point also being the Southeasterly corner of that parcel of land described in a deed recorded June 6, 2011, in favor of Bernadine D. Wildermuth, Jason A. Wildermuth, and Tonya R. Blackler as tenants in common, recorded as A.F.N. 3164395, records of the Auditor of Okanogan County, Washington, and said point also being on the Northeasterly line of that parcel of land described in a deed recorded December 10, 2003, in favor of Rene' M. Todd, as A.F.N. 3069619, records of the Auditor of Okanogan County, Washington; Thence, South 19°54' East along said Northeasterly line, a distance of 637.19 feet, to a point on the Southerly line of said Section 16, said point being distant South 89°50"00 West, a distance of 208.00 feet from the South quarter corner of said Section 16;

Thence, North 89°50'00" East along said section line to the Northwesterly corner of that Record of Survey filed in Book "T" of Surveys, at Page 1, recorded as A.F.N. 315147, records of the Auditor of Okanogan County, Washington; Thence continuing North 89°50'00" East along said section line, a distance of 440.27 feet; Thence, South 29°13'17" East, a distance of 514.78 feet; Thence, South 71°43'54" East, a distance of 158.11 feet; Thence, North 00°10'00" West to the thread of

Bonaparte Creek; Thence, Southeasterly along the thread of said Bonaparte Creek to the Southeasterly corner of that parcel of land described in a deed recorded December 11, 1996, in favor of Phillip and Sandra Gleason, recorded as A.F.N. 848085, records of the Auditor of Okanogan County, Washington; Thence, North 18°08'00" East along the Easterly line of said parcel to the Northeasterly corner of said parcel; Thence, South 89°54' West along the Northerly line of said parcel to the Northwesterly corner of said parcel; Thence, North 18°08'00" East along the Northeasterly prolongation of the Westerly line of said parcel, a distance of 31.57 feet to a point on said Southerly line of said Section 16;

Thence, North 89° 51' East along said Southerly line of said Section 16, to its intersection with the Northeasterly Right-of-Way line of Mill Drive, as shown on a Record of Survey filed in Book "R" of Surveys, at Page 58, recorded as A.F.N. 3124327, records of the Auditor of Okanogan County, Washington; Thence, continuing along said Southerly line of said Section 16, North 89°51'27" East, a distance of 23.71 feet to the most Westerly corner of "New Tax 202", as shown on said Record of Survey; Thence, continuing North 89°51'27" East, along the Southerly line of said "New Tax 202", and along said Southerly section line, a distance of 574.04 feet to a point on the Southwesterly Right-of-Way line of State Route 20, said point being on a curve concave Southwesterly and having a radius of 825.00 feet, a radial line to said point bears North 47°34'07" East; Thence, continuing North 89°51'27" East along said Southerly section line to its intersection with the Northeasterly Right-of-Way line of State Route 20; Thence, Northwesterly along said Northeasterly Right-of-Way line to its intersection with the Northeasterly prolongation of the Easterly line of that parcel of land described in an Okanogan County Divorce Decree filed November 19, 2002, as case No. 01-3-00089-1, records of Okanogan County, Washington, said Easterly line being at State Route Station 216+00, as shown on said Record of Survey, and as shown on a Record of Survey filed in Book "Q" of Surveys, at Page 94, recorded as A.F.N. 3101897, records of the Auditor of Okanogan County, Washington;
Thence, leaving said Northeasterly Right-of-Way line, South 33°03'00" West along said Northeasterly prolongation, a distance of 80.00 feet to a point on the **re-aligned** Southwesterly Right-of-Way of State Route 20, 80.00 feet wide; Thence, North 57°00'00" West along said **re-aligned** Southwesterly Right-of-Way to the Easterly corner of Tax Parcel 159 (0.405 AC.), as shown on said Record of Survey, and described in a Boundary Line Adjustment recorded December 8, 2005, as A.F.N. 3097373, records of the Auditor of Okanogan County, Washington, said corner also being on the centerline of vacated Highway 4; Thence, leaving said **re-aligned** Southwesterly Right-of-Way, and along said centerline, South 84°02'30" West, a distance of 66.60 feet to a curve concave Northeasterly and having a

radius of 146.20 feet; Thence, Westerly and Northwesterly along said curve through a delta angle of 44°09'05", a distance of 112.66 feet; Thence, South 30°39'51" West, a distance of 70.41 feet to a point on the Southerly Right-of-Way of said vacated Highway 4, said point being on a curve concave Northeasterly and having a radius of 216.20 feet; Thence, Northwesterly along said vacated Southerly Right-of-Way, and along said curve through a delta angle of 3°55'39", a distance of 14.82 feet; Thence, North 50°19'30" West, a distance of 54.70 feet to the most Southerly corner of Tax Parcel 160 (0.400 AC.), as shown on said Record of Survey, and also described in said Boundary Line Adjustment; Thence continuing North 50°19'30" West, a distance of 65.26 feet; Thence, North 30°50'00" East, a distance of 52.54 feet; Thence, North 50°03'51" West, a distance of 67.84 feet; Thence, North 30°39'51" East, a distance of 20.73 feet to a point on said centerline of vacated Highway 4, said point being on a curve concave Northeasterly and having a radius of 573.00 feet; Thence Northwesterly along said curve and said centerline through a delta angle of 4°34'18", a distance of 45.72 feet; Thence, North 40°11'30" West, a distance of 124.50 feet to a point on said **re-aligned** Southwesterly Right-of-Way of State Route 20, said point also being the Northwesterly corner of said Tax Parcel 160; Thence, North 57°00'00" West along said **re-aligned** Southwesterly Right-of-Way to the **POINT OF BEGINNING.**

EXHIBIT B
Mill Drive/Bonaparte Annexation Area

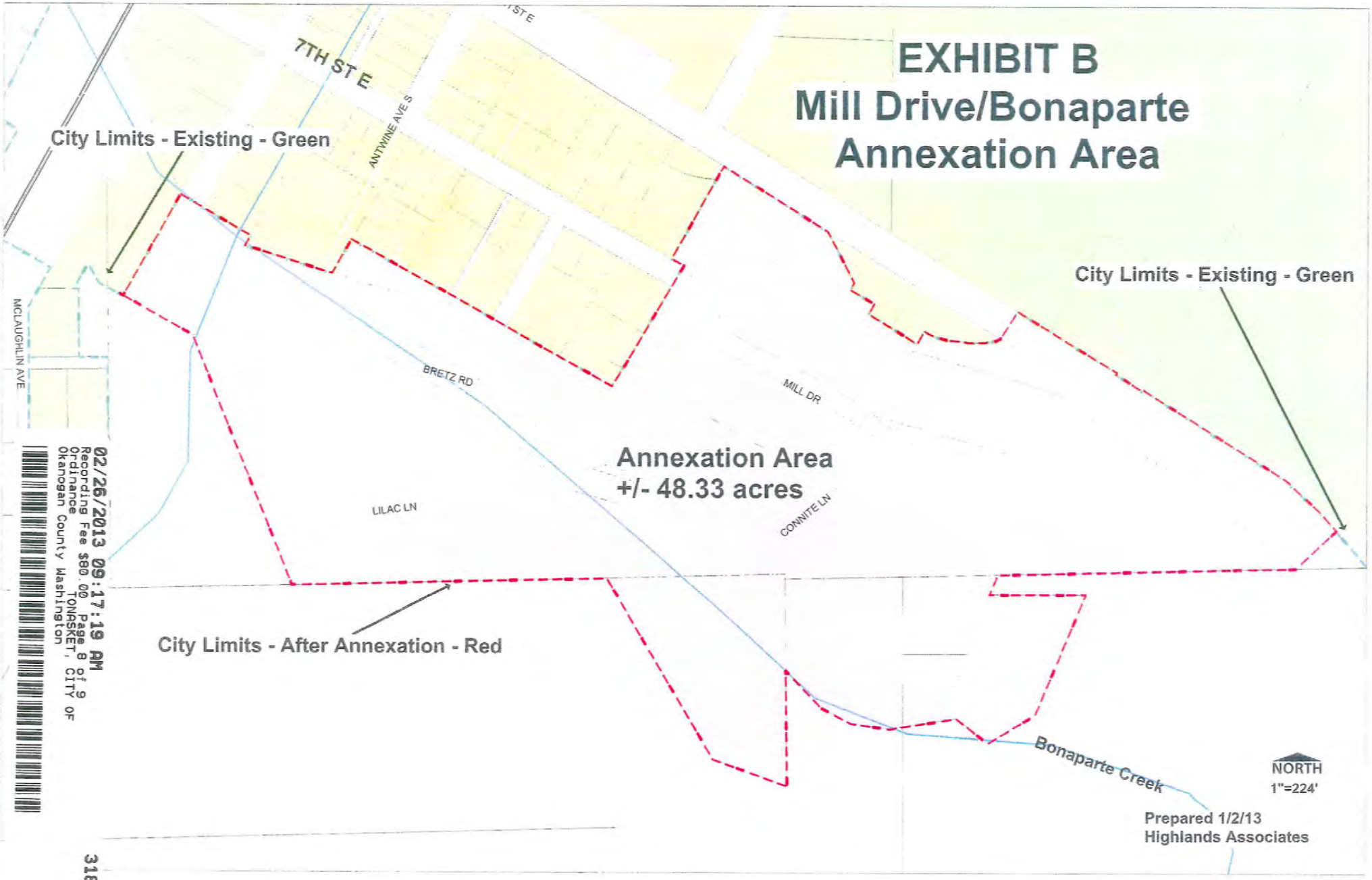

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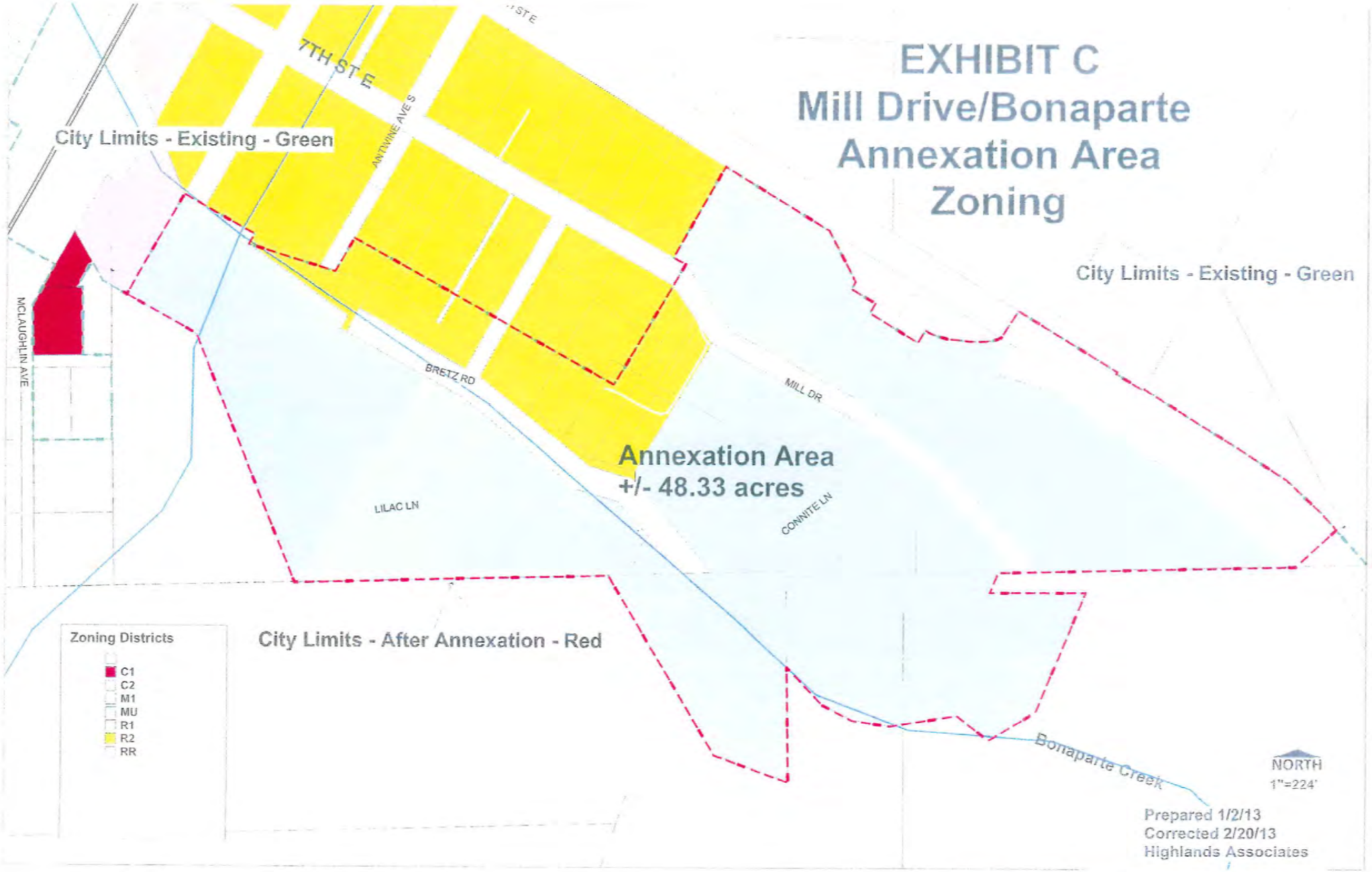
EXHIBIT C
Mill Drive/Bonaparte Annexation Area Zoning



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