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ORDINANCE #525

AN ORDINANCE OF THE CITY OF NORMANDY PARK, WASHINGTON revising the corporate boundary of the City of Normandy Park to include portions of South 216th Street.

WHEREAS, the City Council of the City of Normandy Park has previously passed Ordinance No. 510, and

WHEREAS, the City Council of the City of Normandy Park desires to make certain additional changes as to the City's boundary on South 216th Street so as to make jurisdiction thereof coterminous with the southwestern boundary of the City, and

WHEREAS, RCW 35.02.170 now prohibits the use of centerlines as boundaries in incorporation or annexation proceedings, and

WHEREAS, the City Council of the City of Normandy Park finds it to be in the interests of good government to assume jurisdiction and responsibility of said portion of the above mentioned right-of- way, and

WHEREAS, RCW 35.21.790 permits the governing bodies of a County and City to revise by agreement any part of the corporate boundary of the City which coincides with the centerline of a public street by substituting a right-of-way line to the public street as to fully include the entire public street within the corporate limits of the City, and

WHEREAS, RCW 35.21.790 provides that such boundary revision becomes effective when approved by ordinance of the City and by ordinance or resolution of the County Council; now, therefore:

THE CITY COUNCIL OF THE CITY OF NORMANDY PARK DO ORDAIN AS FOLLOWS:

Section 1. Pursuant to RCW 35.21.790 the corporate boundary of the City of Normandy park is hereby revised to include the following legally described right-of-way:

Beginning at a point five feet east of the northwest corner of Block 4, the Town of Des Moines, plat as recorded in Volume 3, page 165, Records of King County, Washington; said point being the true point of beginning of this description;

Thence in a westerly, southwesterly, and northwesterly direction along the south margin of S. 216th St. and S. 216th Pl. to the west intersection of the south margin of S. 216th St., and the south margin of south 216th Pl., said point being within the SW 1/4 , Section 8, Township 22 North, Range 4 East;

Thence northwesterly along the extension of the south margin of S. 216th Place to its intersection with the centerline of S. 216th St.;

Thence easterly along said centerline to its intersection with the centerline of 1st Avenue South (SR 509);

Thence northerly and northwesterly along the centerline of 1st Avenue So. (SR 509) to a point which is 19.69 feet south, along the west margin of 1st Avenue South, and 45 feet due east of the northeast corner of Lot 4 of the Plat of Westchester Addition, as recorded in Volume 47, page 89, Records of King County, Washington. Said point also being on the City of Normandy Park boundary as described in City of Normandy Park Ordinance Number 418;

Thence easterly along said boundary to the east margin of 1st Avenue South;

Thence southerly and southeasterly along said east margin to the south margin of S. 216th Street;

Thence continuing in a southerly, southeasterly, easterly, and northeasterly direction along the easterly, northeasterly, northerly, and northwesterly margin of S. 216th Pl. to the northeasterly corner of Lot 1, Block 9, The Town of Des Moines, plat as recorded in Volume 3, page 165, Records of King County, Washington;

Thence in a northeasterly direction along said margin to the southwest corner of Lot 10, Block 9, of the Southern Pacific Land Company's 2nd Addition to Des Moines, plat as recorded in Volume 4, page 649, Records of King County, Washington, said point being on the northerly margin of S. 216th Street;

Thence in an easterly direction along said northerly margin to the southwest corner of lot 17, Block 13, of said Southern Pacific Land Company's 2nd Addition to Des Moines;

Thence in a southeasterly direction to a point five feet east of the northwest corner of Block 4, The Town of Des Moines, plat as recorded in Volume 3, page 165, Records of King County, Washington, said point being the true point of the beginning of this description.

Section 2. Request is hereby made of the King County Council that it adopt an ordinance or resolution concurring in this corporate revision.

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Section 3. The Clerk of the City of Normandy park is hereby directed to transmit a certified copy of this ordinance to the clerk of the King County Council and to members thereof.

Section 4. Severability. If any section, subsection, sentence, clause, phrase, part or portion of this ordinance is for any reason held to be invalid or unconstitutional by any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance.

Section 5. This ordinance shall take effect and be in full force five (5) days after its passage, approval and publication according to law.

PASSED BY the City Council of the City of Normandy Park this 12th day of December, 1990 and signed in authentication thereof this 13th day of December, 1990.

Kathleen Vermeire
Mayor

APPROVED AS TO FORM:

Milton J. Wolf
City Attorney

ATTEST:

Shirley Smith
City Clerk

Published: 12-26-90

Ayes Davis, Vermeire, Kludt, Creighton, Bernard Nays Kaseburg

Absent De Bruyn Abstain