

ORDINANCE NO. 2016-1518

AN ORDINANCE OF THE CITY COUNCIL OF CHELAN, WASHINGTON ANNEXING CERTAIN REAL PROPERTY INTO THE CITY OF CHELAN; PROVIDING FOR THE ASSUMPTION OF EXISTING INDEBTEDNESS AND ZONING DESIGNATION

RECITALS

- A. Jim Busey and Rebecca Busey, husband and wife, filed a “Notice of Intent to Commence Annexation Proceedings to the City of Chelan Washington” with the City on March 9, 2016 to annex the property they own be annexed into the City under the “10% petition” method of annexation authorized by RCW 35A.14.020, *et. seq.*
- B. The City Council accepted the Notice of Intent to Annex on April 12, 2016, as proposed without expanding the annexation boundary and described in ***Exhibit A*** (the “Annexation Area”) and depicted in ***Exhibit B***, the Annexation Area assume its share of the City’s indebtedness and the Annexation Area be zoned as Special Use District, according to the City’s pre-annexation zoning map.
- C. Subsequent to the City Council’s acceptance of the Notice of Intent to Annex, the owners of all properties within the Annexation Area (the “Property Owners”) agreed the Annexation Area be annexed into the City, thereby converting the process of annexation into the “60% Petition Annexation Method” authorized by RCW 35A.14.120, *et. seq.*
- E. On June 14, 2016, the City Council scheduled a public hearing for June 28, 2016 to afford interested persons to appear and voice approval or disapproval of the annexation of the Annexation Area into the City and the Pre-Annexation Agreement and directed the City’s Staff to provide notice of the public hearing;
- G. The City Council held the public hearing on June 28, 2016 and determined Notice of the public hearing was properly given; and
- H. The City Council has carefully reviewed and considered the annexation of the Annexation Area, and finds that the best interest of the City will be served and that it is appropriate to good government of the City to annex the Annexation Area into the City.

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF CHELAN, WASHINGTON, DOES RESOLVE AS FOLLOWS:

Section 1. The above Recitals and the attached Exhibits are incorporated in and made a part of this Ordinance.

Section 2. The Annexation Area is annexed into the City under the “60% Petition Annexation Method” authorized by RCW 35A.14.120, *et.seq.*

Section 3. All water rights appurtenant to properties in the Annexation Area shall be transferred to the City, under Chapter 13.40 of the Chelan Municipal Code.

Section 5. The properties within the Annexation Area shall be assessed and taxed at the same rate and on the same basis as the property within the City is assessed and taxed, to pay for all of the outstanding indebtedness of the City.

Section 6. The Annexation Area shall be zoned Special Use District, as depicted in the official pre-annexation zoning map of the City. The Community Development Director shall insert the appropriate zoning for the Annexation Area on the official zoning map of the City on the effective date of this Ordinance.

Section 7. The title is approved as a summary of this Ordinance.

Section 8. The Clerk shall cause the title of this Ordinance to be published in a newspaper of general circulation in the City and the City’s official newspaper, and shall file a certified copy of this Ordinance with the Board of Commissioners for Chelan County.

Section 9. This Ordinance shall become effective forty-five days after passage, approval and publication.

PASSED at the regular session of the City Council of the City of Chelan, Washington on June 28, 2016.

Mike Cooney, Mayor

ATTEST:

Peri Gallucci, City Clerk

APPROVED AS TO FORM:

Quentin Batjer, City Attorney

FILED WITH THE CITY CLERK: June 22, 2016
PASSED BY THE CITY COUNCIL: June 28, 2016

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PUBLISHED: July 6, 2016
EFFECTIVE DATE: August 20, 2016
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