

ORDINANCE NO. 1518
CITY OF LEAVENWORTH, WASHINGTON

AN ORDINANCE PROVIDING FOR THE ANNEXATION OF CERTAIN REAL PROPERTIES DESCRIBED AS VARNEY'S BLOCK 2 LOTS 1 - 10 TO THE CITY OF LEAVENWORTH, WASHINGTON, INCORPORATING THE SAME WITHIN THE CORPORATE LIMITS THEREOF, ADOPTING ZONING REGULATIONS FOR THE ANNEXED PROPERTY, AND REPEALING ORDINANCE NO. 1516.

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

Section 1. Ordinance No. 1516 is hereby repealed in its entirety.

Section 2. The City Council of the City of Leavenworth desires to amend the annexation territory to include rights of way on Pine Street, Cone Ave., and the alleyway to the north.

Section 3. On January 14, 2016, the Chelan County Public Works provided the City a GIS map of the City Limits; and stated: "This illustrates, according to the GIS map, the new annexation is an island of city surrounded by county right-of-way. The city limits end near the center of Pine Street, the center of Cone Street and do not include the platted ally north of the annexation area." The City's mapping of the City Limits shows Pine Street, Cone Ave., and the alleyway to the north within the City Limits. This depiction is contrary to Chelan County Public Works Department mapping of the City Limits. The City's mapping complies with RCW 35A.14.410 for incorporation of rights-of-way, and a basis to move forward with Ordinance 1516.

Section 4. The real property in Chelan County, Washington, described on Exhibit "A" attached hereto, owned by 1) Nina Rinke (814 Pine St) Parcel No. 241701910040, described as Varney's Block 2 Lot 5 Lots 5-7 Less E 3.11' Lot 5 and approximately 0.2300 acres in area; 2) Heinz Best (826 Pine St) Parcel No. 241701910035, described as Varney's Block 2 Lot 3 Lots 3-4 & E 3.11' Lot 5 and approximately 0.1700 acres in area; 3) Shane A Anderson (802 Pine St) Parcel No. 241701910050, described as Varney's Block 2 Lot 10 W 1/2 Lot 9 (BLA 2011-185) and approximately 0.1200 acres in area; 4) Lester R & Laurie M Nunn (828 Pine St) Parcel No. 241701910025, described as Varney's Block 2 Lot 1 Lots 1-2 and approximately 0.1600 acres in area; and 5) Matthew F & Courtney A Porter (808 Pine St) Parcel No. 241701910045, described as Varney's Block 2 Lot 8 E 1/2 Lot 9 and approximately 0.1200 acres in area, together with the rights of way for Pine Street, Cone Ave. and the Alley adjacent to Varney's Block 2, Lots 1 through 10, contiguous to the City of Leavenworth, and within the City of Leavenworth urban growth boundary, is hereby annexed to and incorporated in the city limits of the City of Leavenworth, Washington.

Section 5. 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 6. The annexed real property shall be subject to the City of Leavenworth Comprehensive Plan and City of Leavenworth zoning regulations and shall retain the existing zoning of Low Density Residential 6,000 (RL-6).

Section 7. This ordinance shall be recorded with the Chelan County Auditor and shall be binding upon the annexed real property and the future owners thereof. This ordinance shall take effect five days after its passage and publication as provided by law.

Section 8. The annexed real property herein shall be assessed and taxed at the same rate and on the same basis as other property in the City of Leavenworth, Washington to pay for all or any portion of the outstanding indebtedness to the City of Leavenworth approved by the voters, contracted, or incurred prior to, or existing at, the date of annexation.

Section 9. On October 13, 2015, the City Council met with the annexation initiating parties and accepted the annexation with necessary conditions. On January 12, 2016, City Council conducted a public hearing to accept and consider public testimony.

Passed by the City Council of City of Leavenworth, Washington and approved by the Mayor at an open public meeting on the 26th day of January, 2016.

CITY OF LEAVENWORTH

By: _____
Cheryl Kelley Farivar, Mayor

Attest:

Chantell Steiner
City Clerk/Finance Director

Approved as to form:

Thom H. Graafstra, City Attorney

CERTIFICATION

I, the undersigned, City Clerk of the City of Leavenworth, Washington (the "City"), hereby certify as follows:

1. The attached copy of Ordinance No. 1518 (the "Ordinance") is a full, true and correct copy of an ordinance duly passed at a regular meeting of the City Council of the City held at the regular meeting place thereof on January 26, 2016, as that ordinance appears on the minute book of the City; and the Ordinance will be in full force and effect five days after publication in the City's official newspaper; and

2. A quorum of the members of the City Council was present throughout the meeting and a majority of those members present voted in the proper manner for the passage of the Ordinance.

IN WITNESS WHEREOF, I have hereunto set my hand this 26th day of January, 2016.

CITY OF LEAVENWORTH, WASHINGTON

Chantell Steiner, City Clerk