

**CITY OF PROSSER, WASHINGTON**

**ORDINANCE NO. 16-2959**

**AN ORDINANCE REVISING THE CORPORATE BOUNDARY OF THE CITY OF PROSSER TO INCLUDE A PORTION OF THE FOLLOWING STREETS: WINE COUNTRY ROAD, THE WINE COUNTRY ROAD MERLOT DRIVE INTERSECTION, AND OLD INLAND EMPIRE HIGHWAY. THE ORDINANCE ALSO DECLARES THAT THE PROVISIONS OF THE ORDINANCE ARE SEVERABLE FROM ONE ANOTHER AND SETS FORTH THE EFFECTIVE DATE OF THE ORDINANCE AND PROVIDES FOR PUBLICATION BY SUMMARY.**

THE CITY COUNCIL OF THE CITY OF PROSSER, WASHINGTON, DO ORDAIN AS FOLLOWS:

**Section 1. Recitals**

**WHEREAS**, The City of Prosser and the County of Benton have entered into an Interlocal Agreement for the revision of the corporate boundary of the City of Prosser (hereinafter Interlocal Agreement); and

**AND WHEREAS**, the City of Prosser must pass an Ordinance to revise its corporate limits in compliance with the Interlocal Agreement; and

**WHEREAS**, this action is exempt from review under the State Environmental Policy Act (RCW 43.21C.222) and is exempt from review by the Benton County Boundary Review Board pursuant to RCW 35A.21.210; and

**WHEREAS**, the revision of the corporate boundary of the City of Prosser to include the property described below is consistent with the City's Comprehensive Plan since the adjusted area is within the City's Urban Growth Area and inclusion of the roadway within the City Limits will foster economic growth in the City.

**Section 2.** The corporate limits of the City of Prosser are hereby revised to include the following described real property which consists of roadway and road right-of-way:

Area 1:

All of Old Inland Empire Highway Right-of-way located West of Wamba Road and East of Wine Country Road.

Area 2.

All of the Wine Country Road right of way beginning at the northwest most limits of the City of Prosser, through and including the intersection of Merlot Drive, Wine Country Road and Gap Road together with all of the Gap Road right of way beginning at said intersection and continuing north to the right of way for Interstate 82.

Together with all of the Wine Country Road/County Route 12 right of way beginning at the intersection of Merlot Drive, Wine Country Road and Gap Road and heading northwest through the 275 feet radius curve and continuing along the centerline of Wine Country Road/County Route 12, 1640 feet more or less to the western most limits of the western most limits of the City of Prosser.

**Section 3.** All property within the revised corporate boundary shall be assessed and taxed at the same rate and on the same basis as property within the City, including assessments for taxes and payment of any bonds issued or debts contracted prior to or existing as of the date of annexation and be further subject to the indebtedness of the City of Prosser.

**Section 4.** From and after the effective date of this ordinance, the above described property shall be subject to all of the laws and ordinances then and thereafter in force and effect of the City of Prosser.

**Section 5. SEVERABILITY.** The provisions of this ordinance are hereby declared to be severable. If any section, subsection, sentence, clause, or phrase of this ordinance or its application to any person or circumstance is for any reason held to be invalid or unconstitutional, the remainder of this ordinance shall not as a result of said section, subsection, sentence, clause, or phrase be held unconstitutional or invalid.

**Section 6.** This ordinance shall take effect five (5) days after passage and publication of an approved summary thereof consisting of the title.

**PASSED** by the City Council and **APPROVED** by the Mayor, this 12<sup>th</sup> day of January, 2016.

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**MAYOR, RANDY TAYLOR**

ATTEST:

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**CITY CLERK, RACHEL SHAW**

Approved as to form:

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**CITY ATTORNEY, HOWARD SAXTON**

Date of Publication: \_\_\_\_\_

**SUMMARY OF ORDINANCE NO. 16-2959**

of the City of Prosser, Washington

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On the 12<sup>th</sup> day of January, 2016, the City of Prosser, Washington, passed Ordinance No. 16-2959. A summary of the content of said ordinance, consisting of the title, provides as follows:

AN ORDINANCE REVISING THE CORPORATE BOUNDARY OF THE CITY OF PROSSER TO INCLUDE A PORTION OF THE FOLLOWING STREETS: WINE COUNTRY ROAD, THE WINE COUNTRY ROAD MERLOT DRIVE INTERSECTION, AND OLD INLAND EMPIRE HIGHWAY. THE ORDINANCE ALSO DECLARES THAT THE PROVISIONS OF THE ORDINANCE ARE SEVERABLE FROM ONE ANOTHER AND SETS FORTH THE EFFECTIVE DATE OF THE ORDINANCE AND PROVIDES FOR PUBLICATION BY SUMMARY.

The full text of this Ordinance will be mailed upon request.

DATED this \_\_\_\_ day of \_\_\_\_\_, 2016

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CITY CLERK, RACHEL SHAW