

ORDINANCE NO. 2183 (2015)

AN ORDINANCE OF THE CITY OF BOTHELL, WASHINGTON,
REVISING THE CORPORATE BOUNDARY OF THE CITY OF BOTHELL
TO INCLUDE THE UNINCORPORATED PORTIONS OF NE 205TH
STREET AS PROVIDED FOR IN RCW 35A.21.210

WHEREAS, The corporate boundary of the city of Bothell currently extends along the centerline of the road rights of way for NE 205th Street from the intersection of the east margin of 80th Avenue Northeast to the intersection with the east line of Lot 13, Cottonwood Grove;

WHEREAS, The City of Bothell's corporate boundary includes the northerly half of the road rights of way for NE 205th Street for the limits described above;

WHEREAS, When the City of Kenmore incorporated in August 1998, the centerline at NE 205th Street could not be used as its city boundary since RCW 35.02.170 prohibits the use of a portion of a right-of-way as the boundary of a newly incorporated city;

WHEREAS, With the City of Bothell boundary at the centerline of NE 205th Street and with the City of Kenmore boundary at the south margin of the road right-of-way for 205th Street, the southerly half of the road right-of-way for NE 205th Street remains unincorporated King County road right-of-way;

WHEREAS, It is in the city and the county's best interest to have this road right-of-way wholly within the City of Bothell's jurisdiction so that the City of Bothell may provide local services to its residents including the maintenance and operation of the public right of way;

WHEREAS, RCW 35A.21.210 authorizes "the governing bodies of a county and any code city located therein may by agreement revise any part of the corporate boundary of the city which coincides with the centerline, edge, or any portion of a public street, road or highway right of way by substituting therefor a right of way line of the same public street, road or highway so as fully to include or fully to exclude that segment of the public street, road or highway from the corporate limits of the city."

WHEREAS, Revision of the corporate boundary of a city is effective upon approval by the city council and the county legislative authority as provided for in RCW 35A.21.210.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF BOTHELL, WASHINGTON, DOES ORDAIN AS FOLLOWS:

Section 1. The revision of the corporate boundary of the city of Bothell to fully include the right-of-way for NE 205th Street as set forth in Exhibit A is hereby approved.

Section 2. SEVERABILITY. If any section, sentence, clause or phrase of this ordinance should be held to be invalid by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this ordinance.

Section 3. EFFECTIVE DATE. This ordinance, being an exercise of a power specifically delegated to the City legislative body, is not subject to referendum, and shall take effect five (5) days after passage and publication of an approved summary thereof consisting of the title.

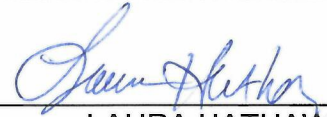
Section 4. CORRECTIONS. The City Clerk and the codifiers of this ordinance are authorized to make necessary corrections to this ordinance including, but not limited to, the correction of scrivener's/clerical errors, references, ordinance numbering, section/subsection numbers and any references thereto.

APPROVED:



JOSHUA FREED
MAYOR

ATTEST/AUTHENTICATED:



LAURA HATHAWAY
CITY CLERK

APPROVED AS TO FORM:



JOSEPH N. BECK
CITY ATTORNEY

FILED WITH THE CITY CLERK: November 24, 2015
PASSED BY THE CITY COUNCIL: December 1, 2015
PUBLISHED: December 7, 2015
EFFECTIVE DATE: December 12, 2015
ORDINANCE NO.: 2183 (2015)


SUMMARY OF ORDINANCE NO. 2183 (2015)

City of Bothell, Washington

On the first day of December, 2015 the City Council of the City of Bothell passed Ordinance No. 2183 (2015). A summary of the content of said Ordinance, consisting of the title, is provided as follows:

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REVISING THE CORPORATE BOUNDARY OF THE CITY OF BOTHELL
TO INCLUDE THE UNINCOPORATED PORTIONS OF NE 205TH
STREET AS PROVIDED FOR IN RCW 35A.21.210

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


LAURA HATHAWAY
CITY CLERK

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EXHIBIT A to Ordinance 2183

NE 205TH STREET HALF STREET DESCRIPTION

(KING COUNTY JURISDICTIONAL AREA BEING TRANSFERRED TO THE CITY OF BOTHELL)

That portion of the north half of Section 1, Township 26 North, Range 4 East, W.M, in King County, Washington described as follows:

Beginning at the intersection of the east margin of 80TH Avenue Northeast with the north line of Section 1, Township 26 North, Range 4 East, W.M., being also a point on the north line of King County which is the existing Bothell City Limits as established by King County Ordinance No. 12815;

Thence south along said east margin, being also the west boundary of the City of Kenmore as established by King County Ordinance No. 12815 to the point of intersection with the easterly extension of the south margin of Northeast 205th Street;

Thence westerly along said south margin, being also the north boundary of the City of Kenmore as established by King County Ordinance No. 12815 to the intersection with the east line of Lot 13, Cottonwood Grove according to the Plat filed in Volume 109 of Plats, at Page 90 and 91, records of King County, Washington;

Thence northerly along said east line, being also the east boundary of the City of Kenmore as established by King County Ordinance No. 12815 to the north line of the north half of Section 1, Township 26 North, Range 4 East, W.M., being a point on the north line of King County which is also the existing Bothell City Limits as established by City Ordinance No. 1452;

Thence easterly along said north line of King County and the Bothell City Limits to the point of beginning.

The intention of this description is to encompass all remaining King County half street right-of-way of NE 205TH Street lying between the cities of Kenmore and Bothell in this portion of the north half of Section 1, Township 26 North, Range 4 East, W.M.



