

ORDINANCE 1521

CITY OF LACEY

AN ORDINANCE OF THE CITY OF LACEY, WASHINGTON, ANNEXING TERRITORY TO THE CITY OF LACEY, ESTABLISHING THE ZONING FOR SUCH PROPERTY, ADDRESSING THE ASSUMPTION OF EXISTING INDEBTEDNESS, AND APPROVING A SUMMARY FOR PUBLICATION (GATEWAY DIVISION 2).

WHEREAS, the Washington State Growth Management Act ("the Act"), codified as RCW 36.70A, requires counties planning under the Act to designate urban growth areas "within which urban growth shall be encouraged and outside of which growth can occur only if it is not urban in nature"; and

WHEREAS, the Act at RCW 36.70A.110(4) states that within such urban growth areas, "In general, cities are the units of local government most appropriate to provide urban governmental services"; and

WHEREAS, the Act at RCW 36.70A.110(7) states, "An urban growth area designated in accordance with this section may include within its boundaries urban service areas or potential annexation areas designated for specific cities or towns within the county"; and

WHEREAS, RCW 35A.14.295 authorizes the legislative body of a code city to resolve to annex an unincorporated island of residential property to the city containing less than one hundred seventy-five acres and having at least eighty percent of the boundaries of such area contiguous to the code city; and

WHEREAS, that certain territory known as the Gateway Division 2 is located in the Hawks Prairie Planning Area and within the Lacey Urban Growth Area; and

WHEREAS, Gateway Division 2 is a 307-lot single-family detached subdivision that received preliminary subdivision approval from Thurston County and also includes a multi-family tract 6.6 acres in size under separate ownership; and

WHEREAS, the only access to the Gateway Division 2 Subdivision will be through city streets and city jurisdiction for several miles; and

WHEREAS, more than 80% of the proposed annexation area's boundary is bordered by the City of Lacey, which qualifies the area as an unincorporated island as defined by RCW; and

WHEREAS, efficiencies in providing governmental and life safety services as well as neighborhood continuity will be increased if the City were to annex Gateway Division 2; and

WHEREAS, the City Council adopted Resolution No. 1051 on October 19, 2017, declaring its intent to annex the property and setting a public hearing; and

WHEREAS, the City Council conducted a public hearing on the proposed annexation on November 9, 2017; and

WHEREAS, all statutory requirements have been met, including those set forth in RCW 35A.14.295 and .297.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LACEY, WASHINGTON, as follows:

Section 1. That certain territory shown on Exhibit A and described on Exhibit B, each of which exhibits are attached hereto and made a part hereof as though fully set forth at length, is hereby annexed to the City of Lacey.

Section 2. Upon annexation, said property shall be assessed and taxed on the same basis as property previously within the City for the payment of any bonds issued or debts contracted prior to or existing at the date of this annexation.

Section 3. The zoning and all land use designations within the territory annexed shall be in accordance with the Lacey Comprehensive Land Use Plan and the zoning map for the Lacey Urban Growth Area.

Section 4. The Thurston County Boundary Review Board shall be provided notice of this action as required by RCW 36.93.090.

Section 5. This Ordinance shall take effect and the property described in Section 1 of this Ordinance shall become part of the City of Lacey forty-six (46) days after its passage pursuant to the requirements of RCW 35A.14.297 and .299.

Section 6. 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 7. CORRECTIONS. The City Clerk and the codifiers of this ordinance are authorized to make corrections to this ordinance including, but not limited to, the corrections of scrivener's/clerical errors, references, ordinance numbering, section/subsection number and any references thereto.

Section 8. The Summary Attached is hereby approved for publication.

PASSED BY THE CITY COUNCIL OF THE CITY OF LACEY, WASHINGTON, this
__9th__ day of November 2017.

CITY COUNCIL

BY: _____
Mayor

Attest:

Approved as to form:

City Clerk

City Attorney

Published: _____

SUMMARY FOR PUBLIC ATION
ORDINANCE NO _____
CITY OF LACEY

The City Council of Lacey, Washington passed on _____, 2017, Ordinance No. _____, entitled “AN ORDINANCE OF THE CITY OF LACEY, WASHINGTON, ANNEXING TERRITORY TO THE CITY OF LACEY, ESTABLISHING THE ZONING FOR SUCH PROPERTY, ADDRESSING THE ASSUMPTION OF EXISTING INDEBTEDNESS, AND APPROVING A SUMMARY FOR PUBLICATION (GATEWAY DIVISION 2).”

The main points of the Ordinance are described as follows:

1. The Ordinance annexes territory to the City of Lacey.
2. The Ordinance maintains the current zoning for the annexed territory.
3. The Ordinance provides for the assumption of indebtedness by the property annexed.
4. The Ordinance requires notification to the Thurston County Boundary Review Board.
5. The Ordinance approves this summary for Publication.

A copy of the full text of this Ordinance will be mailed without charge to any person requesting the same from the City of Lacey.

Published: _____, 2017.