

ORDINANCE NO. 2019-14

AN ORDINANCE, providing for the annexation of an island of territory known as Western Foothills-Maple Street to Springwater Street Island Annexation.

WHEREAS, the City Council of the City of Wenatchee passed Resolution No. 2019-10 on February 28, 2019, declaring the Council's intention to annex to the City a certain island of territory contiguous to the city limits of the City; and

WHEREAS, the City of Wenatchee has determined the appropriate zoning to be applied to the lands within the area to be annexed as set forth in Title 10 WCC; and

WHEREAS, the City Council held a public hearing as called for by Resolution No. 2019-10 on March 14, 2019; and

WHEREAS, the City Council determined that the annexed property would benefit from existing city services and facilities such that the annexed property should assume and share in paying the existing City indebtedness; and

WHEREAS, the property annexed by this Ordinance consists of approximately 300 acres with at least 80% of the boundaries of said property being contiguous to the City of Wenatchee, the property is within the same county (Chelan) as the City of Wenatchee, and the property is within the City of Wenatchee urban growth area designated under RCW 36.70A.110; and

WHEREAS, the City planned under Chapter 36.70A RCW at all times relevant hereto;

WHEREAS, the property annexed pursuant to this Ordinance has not heretofore been incorporated as a city or town; and

WHEREAS, the City has also received and accepted a petition filed pursuant to RCW 35A.14.120, i.e. the 60% petition annexation method, for annexation of a substantial portion of the proposed area. Under the 60% petition method of annexation the petition method would not result in annexation of the entire island area; and

WHEREAS, annexation of the entire island area avoids the creation of islands that the 60% petition method would create for this area and facilitates the orderly expansion of the City boundaries.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF WENATCHEE DO ORDAIN as follows:

SECTION I

That the following described real property located in Chelan County, Washington, contiguous to the City of Wenatchee, to-wit:

See Exhibit "A" attached hereto and incorporated herein by reference as if fully set forth;

and each and every part thereof be and the same is hereby annexed to the City of Wenatchee, State of Washington; and that the corporate limits of the City of Wenatchee be and they are hereby extended so as to include the property and territory hereinbefore fully described. That said property be assessed and taxed at the same rate and on the same basis as the property of the City of Wenatchee is assessed and taxed to pay for the now outstanding indebtedness of the City of Wenatchee contracted prior to or existing at the time of this annexation.

SECTION II

That the property described in Section I hereof be and the same is hereby classified and zoned as provided in Title 10 WCC.

SECTION III

The Comprehensive Plan be and it is hereby amended to incorporate the provisions of this Ordinance.

SECTION IV

This Ordinance shall take effect on April 30, 2019, contingent upon satisfactory completion of the requirements set forth in Chapter 36.93 RCW. Notice of the proposed effective date of the annexation, together with a description of the property annexed shall be published once a week for two weeks in one or more newspapers of general circulation within the area to be annexed, and further stating that the annexed property shall be assessed and taxed at the same rate and on the same basis as the property of the City of Wenatchee is assessed and taxed to pay for the now outstanding indebtedness of the City of Wenatchee contracted prior to at the time of the annexation and that the property annexed shall be zoned as provided by Title 10 WCC.

SECTION V

This Ordinance shall be subject to referendum for 45 days after the passage hereof. Upon the filing of a timely and sufficient referendum petition as provided in RCW 35A.14.299, a referendum election shall be held as provided in RCW 35A.14.299, and the annexation shall be deemed approved by the voters unless a majority of the votes cast on the proposition are in opposition thereto. After the expiration of the 45th day from the passage of this ordinance, but excluding the date of passage, if no timely and sufficient referendum petition

has been filed, as provided by RCW 35A.14.299, the area annexed shall become a part of the City upon the date set forth in Section IV above.

PASSED BY THE CITY COUNCIL OF THE CITY OF WENATCHEE, at a regular meeting thereof, this 14th day of March, 2019.

CITY OF WENATCHEE, a Municipal Corporation

By: _____
FRANK KUNTZ, Mayor

ATTEST:

By: _____
TAMMY STANGER, City Clerk

APPROVED:

By: _____
STEVE D. SMITH, City Attorney