8025140

FILE# 8025140
YAKIMA COUNTY, WA
08/26/2019 12:46:24PM
ORDINANCE
PAGES: 5
VALUED CUSTOMER
CITY OF SUNNYSIDE
Recording Fee: 107.50

COPY

Return Address:
City of Sunnyside
818 E. Edison Ave.
Sunnyside, WA 98944

Document 1 Title: Ordinance 2019-07

Reference #'s: _____

Additional reference #'s on page _____

Grantors:
City of Sunnyside

Additional grantors on page _____

Grantees:
Public

Additional grantees on page _____

Document 2 Title: _____

Reference #'s: _____

Additional reference #'s on page _____

Grantors:

Additional grantors on page _____

Grantees:

Additional grantees on page _____

Legal Description (abbreviated form: i.e. lot, block, plat or S,T,R quarter/quarter):
Section 2, Township 09 North, Range 22 E

Additional legal is on page _____

Assessor's Property Tax Parcel/Account Number:
220902-44004

Emergency nonstandard document recording: I am requesting an emergency nonstandard recording for an additional fee as provided in RCW 36.18.010. I understand that the recording processing requirements may cover up or otherwise obscure some part of the text of the original document.

Signature: _____

The Auditor/Recorder will rely on the information provided on the form. The staff will not read the document to verify the accuracy or completeness of the indexing information provided herein.

ORDINANCE 2019 - 07

COPY

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SUNNYSIDE, WASHINGTON, ANNEXING CERTAIN PROPERTY TO THE CITY OF SUNNYSIDE, AMENDING COMPREHENSIVE PLAN AND ZONING SAID PROPERTY "Haley Annexation"

WHEREAS, the City of Sunnyside has received a Petition for Annexation of property into the City of Sunnyside, identified as the "Haley Annexation;" and

WHEREAS, the documentation filed is in proper form and a Notice of Intention has been submitted to and approved by the State Boundary Review Board for Yakima County, which approval was granted by Order of the Board on April 3, 2018; and

WHEREAS, the Planning Commission has held a public hearing pursuant to published notice on November 8, 2016 and has recommended approval of the annexation, and recommended that the property be zoned M-1, Light-Industrial, and that the City of Sunnyside Comprehensive Plan and Zoning Map be amended accordingly; and

WHEREAS, the owners (Larry Helberg) of Yakima County Assessor's Parcel NO. 220902-44004 (4.31 acres) have requested a zoning destination of M-1, Light Industrial, with proposed development pursuant to M-1, Light Industrial standards; and

WHEREAS, the City Council finds and determines as follows:

A. The City Council has jurisdiction to determine all matters and issues herein.
B. All procedures and requirements of law and the Sunnyside Municipal Code have been performed and satisfied regarding such proposed annexation.
C. The annexation of the proposed property into the City of Sunnyside is in the best interests of residents of the City of Sunnyside, and the proposed M-1, Light Industrial zoning is consistent with the Comprehensive Plan of the City of Sunnyside, and the Findings and Conclusion of the Sunnyside Planning Commission are hereby adopted and approved;
D. Approval of such annexation will promote the general health, safety and welfare and will preserve the existing neighborhood and promote quality of life and quiet enjoyment of the residents in the subject area;

WHEREAS, the City Council, having made the above findings, determines that such property should be annexed to the City of Sunnyside with a zoning of M-1, Light Industrial, and

that the Comprehensive Plan and the Zoning Map of the City of Sunnyside should be amended accordingly and as necessary.

NOW, THEREFORE, IT IS HEREBY ORDAINED BY THE CITY COUNCIL OF THE CITY OF SUNNYSIDE, WASHINGTON, as follows:

Section 1. That the property of the "Haley Annexation," consisting of one parcel totaling approximately 4.31 acres in total size, commonly known as Yakima County Assessor's Parcel Nos. 220902-44004 acres and as legally described and shown on the map attached hereto as Exhibit "A", incorporated herein by this reference, is hereby annexed to the City of Sunnyside.

Section 2. That all of the property within the territory hereby annexed shall be assessed and taxed at the same rate and on the same basis as other property within the City of Sunnyside for any outstanding indebtedness of the City of Sunnyside, including assessments and taxes in payment of any bonds issued or debts contracted prior to or existing on the date hereof.

Section 3. That the property subject to this annexation shall be, and the same hereby is, zoned M-1, Light Industrial and that the zoning maps of the City of Sunnyside shall be amended to reflect the same, together with appropriate designation and amendment of the City of Sunnyside Comprehensive Plan as necessary; and that all parcels included within such annexation are hereby deemed permitted for the purpose of zoning designation.

Section 4. That the City Manager or his designee is hereby authorized and directed to notify the Washington Utilities and Transportation Commission, together with utility providers, of this annexation, and to approve, on behalf of the City of Sunnyside, an appropriate transition franchise agreement with any existing utility provider for the property subject to this annexation.

Section 5. That this Ordinance shall be effective July 15, 2019 or five (days) after passage, approval and publication as required by law and a copy of this Ordinance shall be filed with the office of the Yakima County Commissioners and with the Yakima County Auditor, and with other appropriate entities or agencies with jurisdiction.

Section 6. This Ordinance replaces and supersedes any and all other Ordinances affecting the subject matter of this Ordinance insofar as they may be inconsistent herewith. If any provisions of this Ordinance shall be held to be invalid, the remainder of this Ordinance shall not be affected.

Section 7. The City Manager or his designee is hereby authorized to clerically amend and/or supplement this Ordinance by attaching to this Ordinance, as exhibit, the legal description of the property subject to this annexation Ordinance, upon receipt of such legal description from Yakima County Public Works Department, and that upon such attachment, such references in this Ordinance to exhibits shall be deemed incorporated herein by reference, and to supersede and replace such legal description of the property subject to this annexation.

PASSED this 22nd day of July, 2019.

JULIA HART, MAYOR

ATTEST:

JACQUELINE RENTERIA, CITY CLERK

APPROVED AS TO FORM:

KERR LAW GROUP
City Attorney

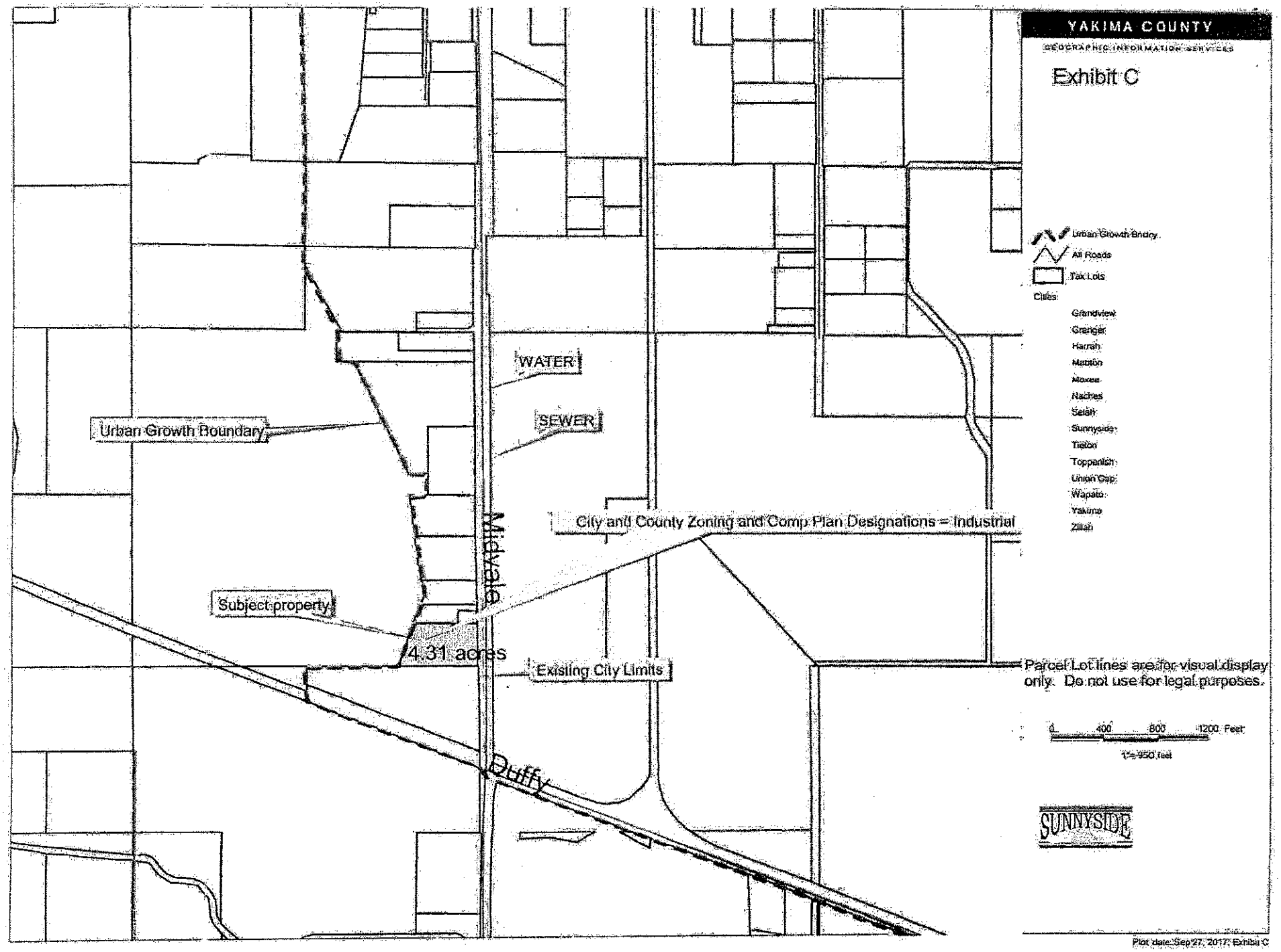
Exhibit A

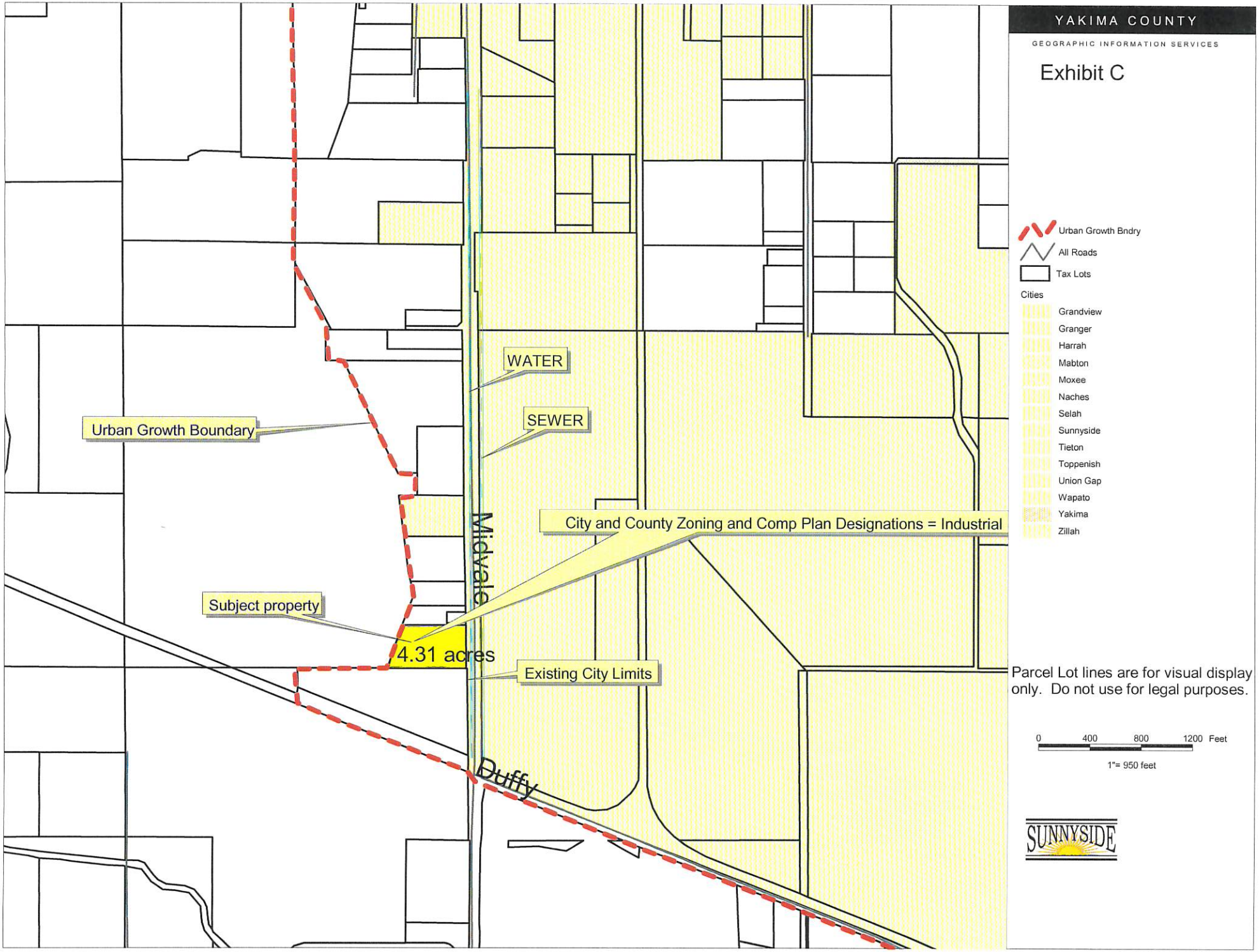
Beginning 340 feet north of the southeast corner of the southeast quarter of Section 2, Township 09 North, Range 22 E, W.M. thence South 340 feet, thence West 632 feet to the westernmost bank of a certain Drain thence northerly along said westernmost bank 21° 00" east to a point west of the point of beginning, thence east to the point of beginning.

Parcel 220902-44004

Description certified and approved by Yakima County Traffic Engineering Department for annexation purposes.

By: _____ Date: December 14, 2017

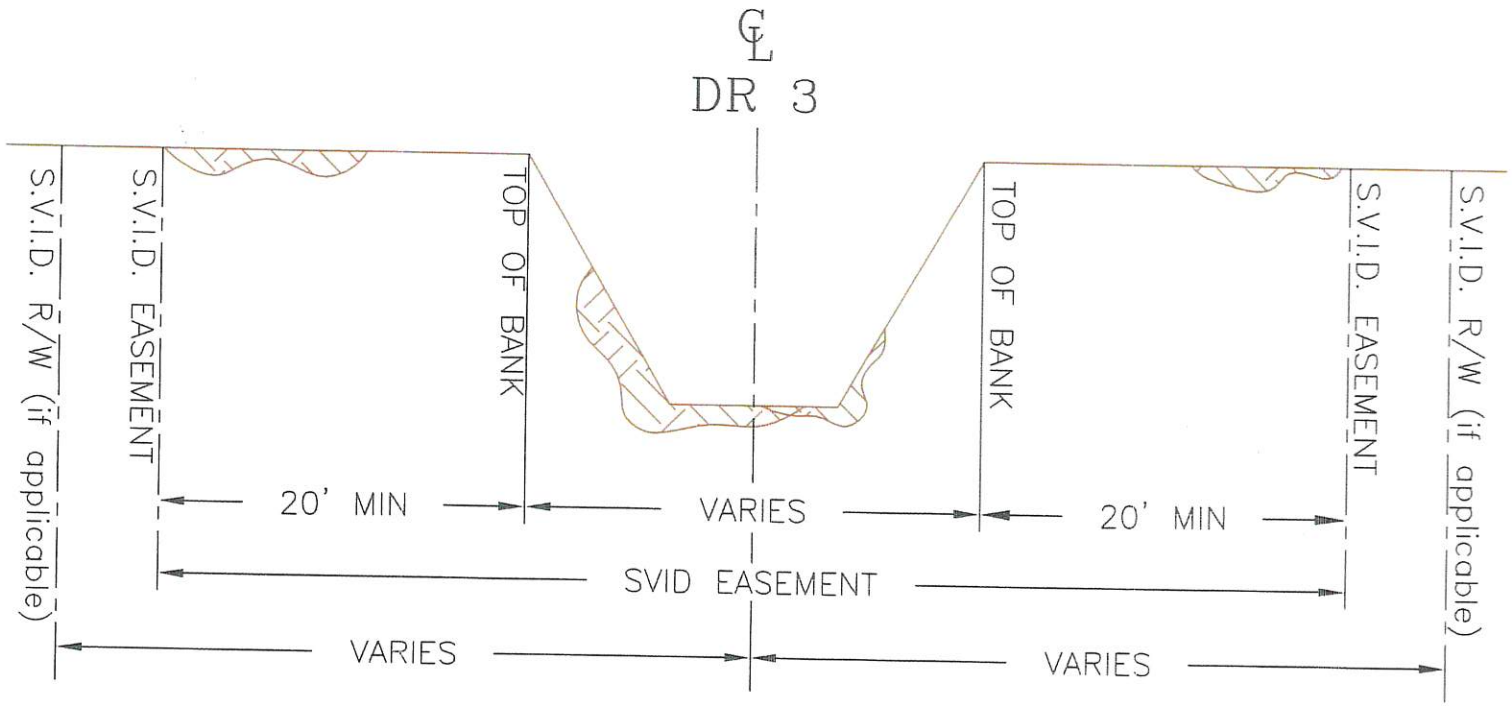

YAKIMA COUNTY
GEOGRAPHIC INFORMATION SERVICES
Exhibit C
Urban Growth Bndry
All Roads
Tax Lots
Cities:
Grandview
Granger
Harrah
Mattoon
Moxee
Naches
Selah
Sunnyside
Tieton
Toppenish
Union Gap
Wapato
Yakima
Zillah
WATER
SEWER
Urban Growth Boundary
City and County Zoning and Comp Plan Designations = Industrial
Midvale
Subject property
4.31 acres
Existing City Limits
Parcel Lot lines are for visual display only. Do not use for legal purposes.
0 400 800 1200 Feet
1"= 950 feet
Duffy
SUNNYSIDE
Plot date: Sep 27, 2017, Exhibit C

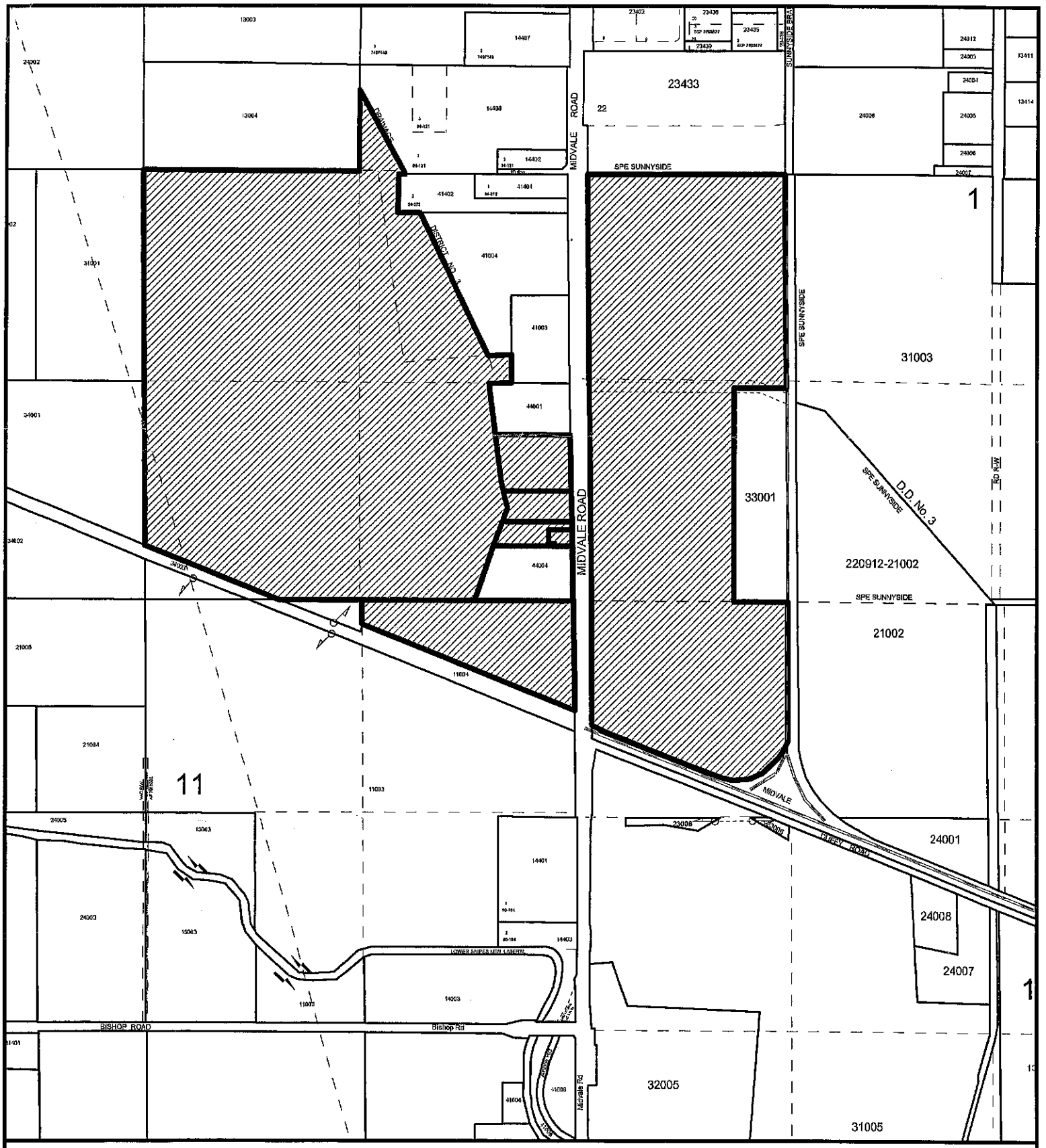


Plot date: Sep 27, 2017; Exhibit C

DR 3 DRAINAGE EASEMENT DETAIL
HALEY ANNEXATION

SUNNYSIDE VALLEY IRRIGATION DISTRICT
SERVING AGRICULTURE SINCE 1906





FILE: Haley
NAME: Annexation

Parcel #: 220902-44004

Subject Parcels

Notified Property Owners Within 300 Feet

Mapscale: 1" = 400'
October 27, 2016

SUNNYSIDE