

0006.010.060
MRK/hrg
08/19/99

ORDINANCE NO. 3273

AN ORDINANCE OF THE CITY OF EDMONDS, WASHINGTON, ANNEXING CERTAIN REAL PROPERTY KNOWN AS THE "HALEY KLEIN" ANNEXATION, ESTABLISHING ZONING FOR THE ANNEXATION, PROVIDING FOR THE ASSUMPTION OF EXISTING CITY INDEBTEDNESS AND FIXING A TIME WHEN THE SAME SHALL BECOME EFFECTIVE.

WHEREAS, the City of Edmonds, Washington, received a notice of intention to commence annexation proceedings pursuant to RCW 35A.14.120 for the area legally described and generally identified in the site map in Exhibit A, attached hereto and incorporated by this reference as if set forth in full; and

WHEREAS, on July 7, 1998, the City Council of the City of Edmonds held a public meeting with the annexation initiators pursuant to RCW 35A.14.120 and determined that the initiators could proceed to acquire a 60% petition pursuant to RCW 35A.14.120; and

WHEREAS, at that public meeting, the City Council also held a public hearing and determined to modify the boundaries of the annexation to reduce the size of the proposed annexation; and

WHEREAS, the Council further determined that the property subject to annexation would be zoned with a classification the same as or as nearly comparable as possible with the land use classification that the property is zoned by Snohomish County immediately prior to the annexation, as provided in ECDC 17.00.020(E); and

WHEREAS, the City Council also determined that the annexation area would be required to assume the general indebtedness then existing at the time of the effective date of the annexation; and

WHEREAS, the City Council has approved a petition for the proposed annexation; and

WHEREAS, the petition initiators acquired the necessary number of signatures for Council approval of the annexation as required by RCW 35A.14.120 and submitted such signed petition in October of 1998; and

WHEREAS, certification of the petition signatures by the county auditor occurred in November of 1998, and the proposed annexation was approved by the Snohomish County Boundary Review Board on June 30, 1999; and

WHEREAS, on August 3, 1999, the City Council conducted a public hearing on the proposed annexation in accordance with RCW 35A.14.140, and following such hearing determined to effect such annexation;

NOW, THEREFORE,

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

Section 1. The territory legally described in Exhibit A and incorporated by this reference as if set forth in full is hereby annexed to the City of Edmonds, Washington. The area so annexed shall assume the City indebtedness existing upon the effective date of this annexation.

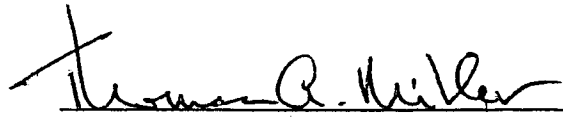
Section 2. Zoning for the annexed area is hereby tentatively designated as depicted in Exhibit B, attached hereto and incorporated by this reference as if set forth in full.

As required by ECDC 17.00.020(E), permanent zoning for the annexation area shall be adopted subsequent to the effective date of annexation.

Section 3. Severability. If any section, sentence, clause or phrase of this ordinance should be held to be invalid or unconstitutional 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 4. 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 at 12:01 a.m. on November 1, 1999, said date being more than five (5) days after passage of this ordinance and publication of a summary and legal description of the annexation area.

APPROVED:


MAYOR PRO TEM, THOMAS A. MILLER

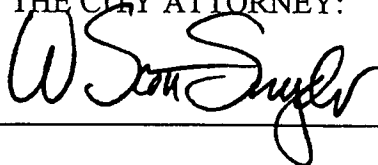
ATTEST/AUTHENTICATED:


CITY CLERK, SANDRA S. CHASE

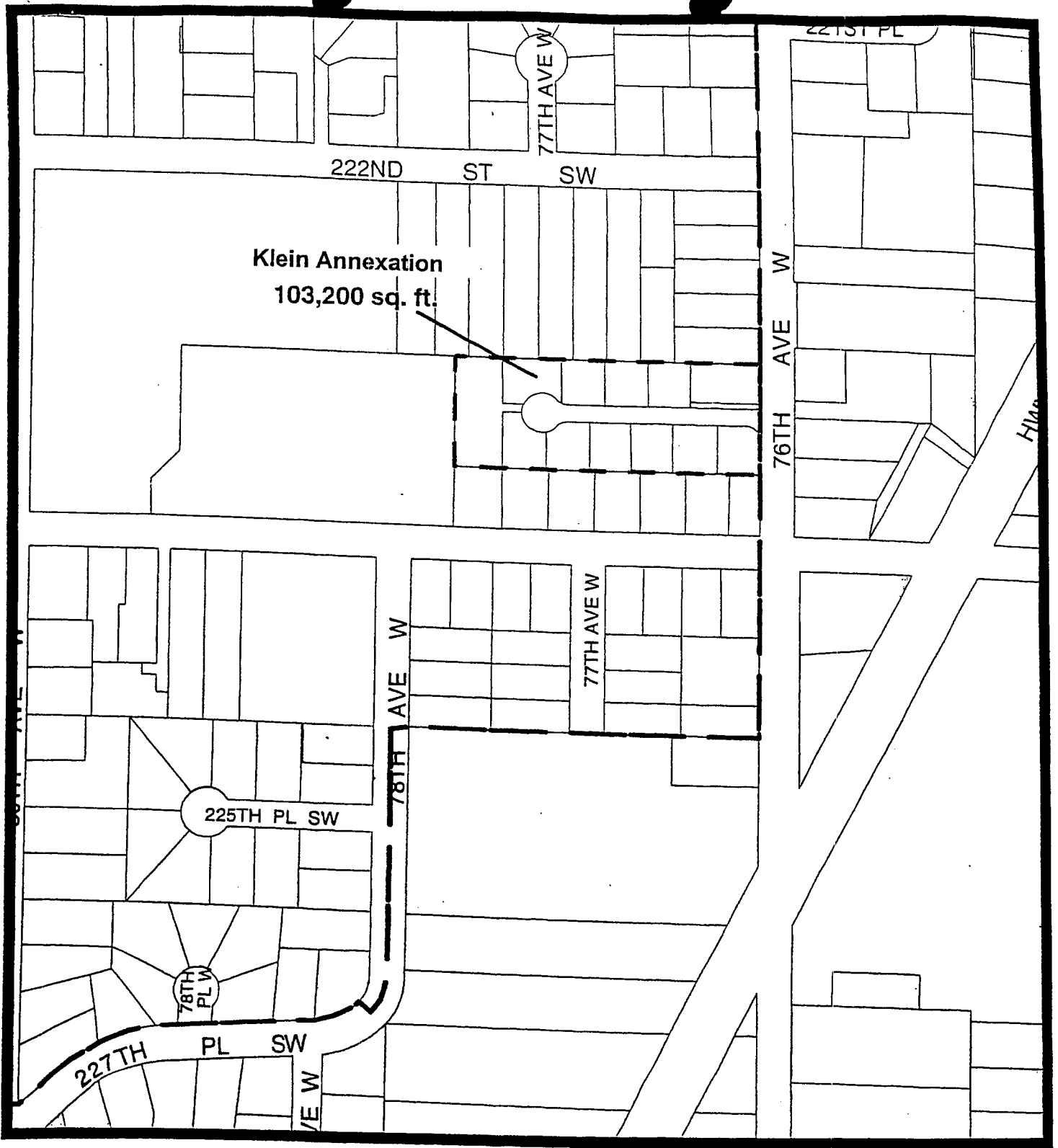
I HEREBY CERTIFY THIS TO BE A TRUE AND CORRECT COPY OF THE ORIGINAL ON FILE IN MY OFFICE AS PART OF THE OFFICIAL RECORDS OF THE CITY OF EDMONDS.


CITY CLERK 8-30-99
DATE

APPROVED AS TO FORM:
OFFICE OF THE CITY ATTORNEY:

BY 

FILED WITH THE CITY CLERK: 08/20/99
PASSED BY THE CITY COUNCIL: 08/24/99
PUBLISHED: 08/29/99
EFFECTIVE DATE: 12:01 a.m. on November 1, 1999
ORDINANCE NO. 3273



Vicinity Map

EXHIBIT A

KLEIN/HALEY ANNEXATION

AX - 92 - 62

(revised May 6, 1999)

Beginning at a point on the existing city limits of the City of Edmonds, being the intersection of the westerly right-of-way margin of 76th Ave. W. with the southerly boundary of Esperance Lane, as recorded in Volume 43 of Plats, Page 220, records of Snohomish County, WA;

thence westerly along said southerly boundary to the southwest corner of said plat;

thence northerly along the westerly boundary of said plat to the line to the northwest corner of said plat;

thence easterly along the northerly boundary of said plat and its easterly prolongation to the westerly right-of-way margin of 76th Ave. W., being a point on the existing city limits of the City of Edmonds;

thence southerly along said westerly margin to the point of beginning.

May 6, 1999