

ORDINANCE NO. 2012-010

AN ORDINANCE OF THE CITY OF ARLINGTON, WASHINGTON  
ANNEXING TO THE CITY OF ARLINGTON A PORTION OF THE NORTHWEST AND  
NORTHEAST QUARTERS OF SECTION 25 AND A PORTION OF THE SOUTHWEST QUARTER  
OF SECTION 24, TOWNSHIP 31 NORTH, RANGE 5 EAST, W.M.,  
IN SNOHOMISH COUNTY, WASHINGTON

WHEREAS, the matter of the passage of this ordinance came regularly before the City Council of the City of Arlington, Washington this day; and

WHEREAS, the annexation commonly known as the Star Annexation was referred to the Snohomish County Boundary Review Board;

WHEREAS, the Boundary Review Board's jurisdiction was not invoked by the Snohomish County Council; and

WHEREAS, the Snohomish County Boundary Review Board has returned said annexation to the City of Arlington for further proceedings; and

WHEREAS, the City Council wishes to formally annex the area pursuant to the request from the petitioners; and

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF ARLINGTON, WASHINGTON DO HEREBY ORDAIN AS FOLLOWS:

Section 1. The following described property shall be and is hereby annexed to and included within the corporate limits of the City of Arlington, Snohomish County, State of Washington:

See legal description attached hereto as Exhibit A and annexation map attached hereto as Exhibit B;

Said property to be annexed and taxed at the same general rate and on the same general basis as the property in the City of Arlington is assessed and taxed to pay for any presently outstanding indebtedness of the City of Arlington which has been contracted prior hereto, or exists at, the date of this annexation.

Section 2. The property shall have a land use designation of General Commercial (GC) and High Density Residential (RHD) pursuant to the Comprehensive Plan, and shall be zoned General Commercial (GC) and High Density Residential (RHD) in accordance with the provisions of the Arlington Municipal Code Title 20 (Land Use Code) and the Official City Zoning Map applicable to this annexation.

Section 3. The resident population of the annexed area shall be determined by or under the direction of the Mayor, and the certificate shall be submitted, all in accordance with the RCW 35A.14.700; the City Clerk or his/her designee shall submit one certified copy of this ordinance to the County Council of Snohomish County, through the Snohomish County Boundary Review Board; the City Clerk shall submit a certified copy of this ordinance to the Washington Survey and Rating Bureau; and the City Clerk shall take such other action as is required by law as a result of this annexation.

Section 4. If any provision, section, or part of this ordinance shall be adjudged to be invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

PASSED by the City Council and APPROVED by the Mayor, at a regular meeting thereof held on this 18th day of June 2012.

CITY OF ARLINGTON

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Barbara Tolbert, Mayor

ATTEST:

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Kristin Banfield, City Clerk

APPROVED AS TO FORM:

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Steven J. Peiffle, City Attorney

## EXHIBIT A

### STAR ANNEXATION LEGAL DESCRIPTION

THAT PORTION OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 24, TOWNSHIP 31 NORTH, RANGE 5 EAST, W.M., LYING EASTERLY OF THE WESTERLY MARGIN OF 89TH AVENUE N.E. AND ITS SOUTHERLY EXTENSION;

**TOGETHER WITH** THAT PORTION OF THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER OF SECTION 25, TOWNSHIP 31 NORTH, RANGE 5 EAST, W.M., LYING EASTERLY OF THE EASTERLY MARGIN OF STATE ROUTE 9;

**EXCEPT** THAT PORTION LYING NORTH OF THE FOLLOWING DESCRIBED LINE:  
**BEGINNING** AT A POINT ON THE EASTERLY MARGIN OF STATE ROUTE 9 AND 35.00 FEET SOUTH OF THE NORTH LINE OF SAID NORTHWEST QUARTER;  
**THENCE** EAST, PARRALEL WITH SAID NORTH LINE, 175.00 FEET;  
**THENCE** NORTH, PERPENDICULAR WITH SAID NORTH LINE, 5.00 FEET;  
**THENCE** EAST, PARRALEL WITH SAID NORTH LINE, 172.08 FEET;  
**THENCE** NORTH, PERPENDICULAR WITH SAID NORTH LINE, 30.00 FEET, TO SAID NORTH LINE AND THE TERMINUS OF THE HEREIN DESCRIBED LINE;

**AND TOGETHER WITH** THAT PORTION OF NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 25, TOWNSHIP 31 NORTH, RANGE 5 EAST, W.M., LYING WESTERLY OF THE EASTERLY MARGIN OF 91ST AVENUE N.E.;

**AND TOGETHER WITH** THE SOUTH 69.50 FEET OF THE WEST 300.00 FEET OF TRACT 1 AND THE WEST 330.00 FEET OF TRACT 4 OF SNOHOMISH COUNTY SHORT PLAT NUMBER SP 307(7-77), RECORDED UNDER AUDITOR'S FILE NUMBER 7709090208, RECORDS OF SNOHOMISH COUNTY, WASHINGTON.