

**ORDINANCE NO. 2012-002**

**AN ORDINANCE PROVIDING FOR THE ANNEXATION TO THE  
CITY OF ARLINGTON OF CERTAIN  
UNINCORPORATED RIGHT OF WAY SITUATED WITHIN  
SNOHOMISH COUNTY, AND REPEALING ORDINANCE 2011-010**

WHEREAS, the City Council of the City of Arlington, Washington, requested that certain right-of way be annexed; and

WHEREAS, RCW 35.21.790 provides for the of corporate boundary within street, road, or highway right-of-way; and

WHEREAS, RCW 35.21.790 provides that the governing bodies of a county and any city or town located therein may by agreement revise any part of the corporate boundary of the city or town which coincides with the centerline, edge, or any portion of a public street, road or highway right-of-way by substituting therefore a right-of-way line of the same public street, road or highway so as fully to include that segment of the public street, road or highway into the corporate limits of the city or town; and

WHEREAS, the revision of a corporate boundary as authorized under RCW 35.21.790 shall become effective when approved by ordinance of the city or town council or commission and by ordinance or resolution of the county council. Such a boundary revision is not subject to potential review by a boundary review board; and

WHEREAS, said property is composed of incorporated land, situated within Snohomish County, Washington, which is surrounded by said city;

NOW, THEREFORE, be it ordained by the City Council of the City of Arlington, as follows:

Section 1. There is hereby annexed to the City of Arlington the following described property:

Commonly known as: described below and shown on Exhibits “B-1” and “B-2”:

All that portion of the Northwest quarter of the Southwest quarter of Section 24, Township 31 North, Range 5 East, W.M., described as follows:

**COMMENCING** at the Northwest corner of said subdivision; thence S 89° 06' 43" E along the North line thereof a distance of 663.82 feet to a point on the Westerly margin of State Route 9 and the **TRUE POINT OF BEGINNING**; thence continue S 89° 06' 43" E a distance of 157.85 feet to a point on the Easterly margin of State Route 9, Right-of-Way of State Route 9 being 150.00 feet, thence S 17° 15' 08" E along said Easterly margin a distance of 1295.75 feet to the beginning of a spiral curve to the right where A=1, L=1.0 and DE=0°30'; thence following the chord length S 17° 13' 45" E a distance of 103.09 feet to the South line of the Northwest quarter of the Southwest quarter of said Section 24; thence N 89° 11' 05" W along said South line a distance of 157.76 feet to the Westerly margin of State Route 9, said point being in a spiral curve; thence N 17° 13' 45" W along the chord of said spiral curve a distance of 54.16 feet; thence N 17° 15' 08" W a distance of 1344.89 feet to the **TRUE POINT OF BEGINNING**.

Situate in the County of Snohomish, State of Washington.

Section 2. City of Arlington Ordinance 2011-010 shall be and hereby is repealed.

Section 3. That this Ordinance shall take effect and be in full force after being approved by the County Council of Snohomish County as provided for under RCW 35.21.790.

PASSED by the City Council of the City of Arlington and APPROVED by the Mayor this \_\_\_\_\_ day of \_\_\_\_\_, 2012.

CITY OF ARLINGTON

\_\_\_\_\_  
Barbara Tolbert, Mayor

ATTEST:

\_\_\_\_\_  
Kristin Banfield, City Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
Steven J. Peiffle, City Attorney

EXHIBIT B-2

All that portion of the Northwest quarter of the Southwest quarter of Section 24, Township 31 North, Range 5 East, W.M., described as follows:

COMMENCING at the Northwest corner of said subdivision; thence S 89° 06' 43" E along the North line thereof a distance of 663.82 feet to a point on the Westerly margin of State Route 9 and the **TRUE POINT OF BEGINNING**; thence continue S 89° 06' 43" E a distance of 157.85 feet to a point on the Easterly margin of State Route 9, Right-of-Way of State Route 9 being 150.00 feet, thence S 17° 15' 08" E along said Easterly margin a distance of 1295.75 feet to the beginning of a spiral curve to the right where  $A=1$ ,  $L=1.0$  and  $DE=0^{\circ}30'$ ; thence following the chord length S 17° 13' 45" E a distance of 103.09 feet to the South line of the Northwest quarter of the Southwest quarter of said Section 24; thence N 89° 11' 05" W along said South line a distance of 157.76 to the Westerly margin of State Route 9, said point being in a spiral curve; thence N 17° 13' 45" W along the chord of said spiral curve a distance of 54.16 feet; thence N 17° 15' 08" W a distance of 1344.89 feet to the **TRUE POINT OF BEGINNING**.

Situate in the County of Snohomish, State of Washington.

