

ORDINANCE NO. 2702

AN ORDINANCE OF THE CITY OF ISSAQUAH, WASHINGTON, ANNEXING APPROXIMATELY 5.45 ACRES OF LAND, WHICH INCLUDES THE MAJORITY OF THE ISSAQUAH MIDDLE SCHOOL BUILDING AND SPORTS FIELD; ZONING THE ANNEXED LAND COMMUNITY FACILITIES - FACILITIES; REQUIRING THE LAND TO BE ASSESSED AND TAXED AT THE SAME RATE AND ON THE SAME BASIS AS OTHER PROPERTY WITHIN THE CITY AND TO ASSUME ITS PROPORTIONATE SHARE OF THE CITY'S EXISTING INDEBTEDNESS; PROVIDING FOR SEVERABILITY AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the City of Issaquah, Washington, received from Issaquah School District a notice of intention to petition for annexation pursuant to RCW 35A.14.120 for the area legally described on Exhibit A, attached hereto and incorporated by this reference as if set forth in full, and

WHEREAS, the City Council accepted the proposed annexation, provided that the annexing area shall assume its proportionate share of the City's indebtedness existing as of the date of annexation and as modified in the future, and shall be assessed and taxed at the same rate and at the same basis as property within the City of Issaquah, and

WHEREAS, the City subsequently received a petition for annexation from the Issaquah School District approved and signed by its board of directors pursuant to RCW 28A.335.110 and 35A.14.120 and meeting the requirements set by the Issaquah City Council, and

WHEREAS, the required Notice of Intent was filed with the King County Boundary Review Board and the statutory period for invoking the Boundary Review

Board's jurisdiction over the annexation passed on December, 1 2013, with no such invocation, and

WHEREAS, the annexation has therefore been deemed approved by the Boundary Review Board effective December 4, 2013, and

WHEREAS, the Issaquah City Council held a public hearing on the proposed annexation on December 16, 2013, now, therefore,

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

Section 1. Annexation. That certain land legally described on Exhibit A, which is approximately 5.45 acres, located in unincorporated King County, adjacent and contiguous to the City of Issaquah, and is where the majority of the Issaquah Middle School building and sports field are located, is hereby annexed to and made a part of the City of Issaquah.

Section 2. Zoning. Pursuant to *IMC 18.06.060 Annexation Classification*, zoning of the property legally described on Exhibit A is hereby established as *Community Facilities - Facilities* effective upon annexation.

Section 3. Taxation and Indebtedness. Pursuant to the terms of the annexation petition, all property within the territory annexed shall assume its proportionate share of the City's indebtedness and shall be assessed and taxed at the same rate and on the same basis as other property within the City, including assessments for taxes and payment of any bonds issued or debts contracted prior to or existing as of the date of annexation.

Section 4. Authority and Duties of Mayor and City Clerk. Pursuant to RCW 35A.14.700, the Mayor and City Clerk are hereby authorized and directed to execute and file the required annexation certificates and required attachments with the Office of Financial Management. The City Clerk is also directed to file a certified copy of this ordinance with the Board of Commissioners for King County.

Section 5. 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 6. Effective Date. This ordinance shall take effect five (5) days after publication of the attached summary, which is hereby approved.

Passed by the City Council of the City of Issaquah, the 16th day of December, 2013.

Approved by the Mayor of the City of Issaquah, the 16th day of December, 2013.

APPROVED:

AVA FRISINGER, MAYOR

ATTEST/AUTHENTICATED:

CHRISTINE EGGERS, CITY CLERK

APPROVED AS TO FORM:
OFFICE OF THE CITY ATTORNEY:

BY _____

PUBLISHED: 12/24/2013
EFFECTIVE DATE: 12/29/2013
ORDINANCE NO. 2702 / AB 6763

EXHIBIT A
LEGAL DESCRIPTION
ANNEXATION AREA