

**ORDINANCE NO. 1580
CITY OF LEAVENWORTH, WASHINGTON**

AN ORDINANCE PROVIDING FOR THE ANNEXATION OF CERTAIN REAL PROPERTY OWNED BY THE CITY OF LEAVENWORTH, TO THE CITY OF LEAVENWORTH, WASHINGTON AND INCORPORATING THE SAME WITHIN THE CORPORATE LIMITS THEREOF.

WHEREAS, RCW 35A.14.300 provides for the annexation of property for municipal purposes by a majority vote of the City Council; and

WHEREAS, the City purchased 1440 Commercial Street, parcel number 241701440150 for a municipal purpose with the intent of expanding the City's sewer plant and to fulfill the City's 20-year and 40-year planning objectives; and

WHEREAS, the City purchased the property by Statutory Warranty Deed, recorded August 30, 2018, under Chelan County Auditor's File Number 2483860; and

WHEREAS, the current boundary of the City limits is contiguous to the property annexed by this Ordinance; and

WHEREAS, the property that is annexed by this Ordinance is necessary for the use and development of Public Works facilities and the City Council has determined that annexation of this property is in the best interest of the public health, safety, and welfare of the citizens of the City of Leavenworth and for a municipal purpose; NOW, THEREFORE

The City Council of the City of Leavenworth, Washington do ordain as follows:

Section 1. The recitals above are incorporated into this Ordinance as the findings of fact of the City Council of the City of Leavenworth.

Section 2. The real property in Chelan County, Washington, described on Exhibit "C" attached hereto and shown on Exhibit "B", owned by the City of Leavenworth consisting of approximately 0.33 acres located at 1440 Commercial Street, Leavenworth, WA 98826; identified as Assessor's Parcel No. 241701440150; the abbreviated legal description of which is "Township 24N Range 17EWM Section 01 BLA 1998-006LE SESE 0.3300 acres", the same

being contiguous to the City of Leavenworth, and within the City of Leavenworth urban growth boundary, is hereby annexed to and incorporated in the city limits of the City of Leavenworth, Washington.

Section 3. A certified copy of this ordinance shall be filed with the Board of County Commissioners of Chelan County, Washington in the manner provided by law.

Section 4. The annexed real property shall be subject to the current City of Leavenworth Comprehensive Plan and the current City of Leavenworth zoning regulations for Multifamily District. This Ordinance shall not prohibit the property owner from seeking amendment to the Comprehensive Plan and Zoning District Maps.

Section 5. This ordinance shall be recorded with the Chelan County Auditor and shall be binding upon the annexed real property and the future owners thereof. This ordinance shall take effect five days after its passage and publication as provided by law.

Section 6. Except if exempt from taxation, the annexed real property herein shall be assessed and taxed at the same rate and on the same basis as other property in the City of Leavenworth, Washington to pay for all or any portion of the outstanding indebtedness to the City of Leavenworth approved by the voters, contracted, or incurred prior to, or existing at, the date of annexation.

Passed by the City Council of the City of Leavenworth, Washington and approved by the Mayor at an open public meeting on the 8th day of January, 2019.

CITY OF LEAVENWORTH

By: _____
Cheryl Kelley Farivar, Mayor

Attest:

Chantell Steiner
City Clerk/Finance Director

Approved as to form:

Thom H. Graafstra, City Attorney

EXHIBIT A
CERTIFICATION

I, the undersigned, City Clerk of the City of Leavenworth, Washington (the "City"), hereby certify as follows:

1. The attached copy of Ordinance No. 1580 (the "Ordinance") is a full, true and correct copy of an ordinance duly passed at a regular meeting of the City Council of the City held at the regular meeting place thereof on January 8, 2019 and signed by the Mayor on January 8, 2019, as that ordinance appears on the minute book of the City; and the Ordinance will be in full force and effect five (5) days after publication in the City's official newspaper; and

2. A quorum of the members of the City Council was present throughout the meeting and a majority of those members present voted in the proper manner for the passage of the Ordinance.

IN WITNESS WHEREOF, I have hereunto set my hand this 8th day of January, 2019.

CITY OF LEAVENWORTH, WASHINGTON

Chantell Steiner, City Clerk

EXHIBIT B
MAP OF ANNEXED AREA

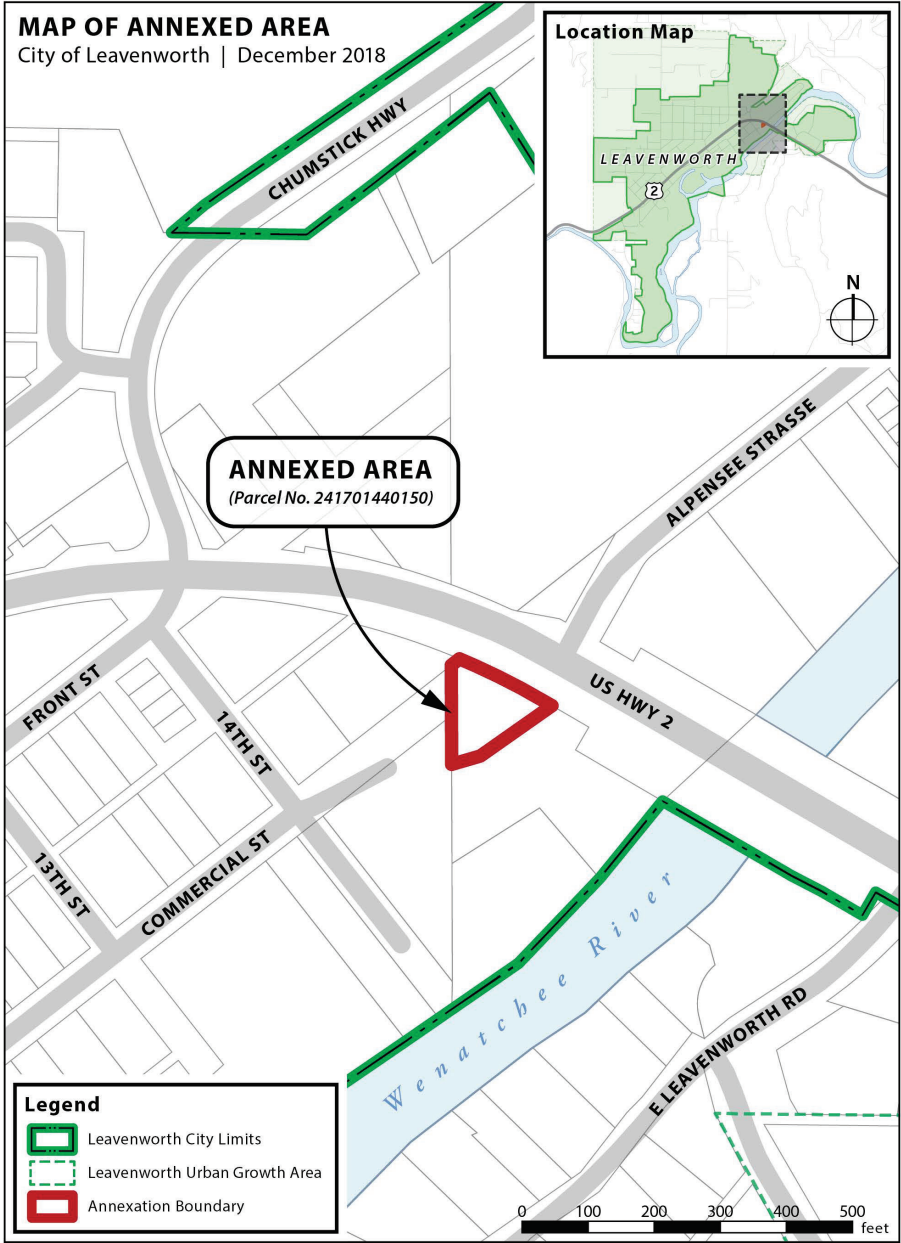


EXHIBIT C
LEGAL DESCRIPTION

Beginning at a point where the extension of the Northwest line of Commercial Street intersects the West line of the Southeast quarter of the Southeast quarter of Section 1, Township 24 North, Range 17 E.W.M.; Thence South $00^{\circ}11'35''$ East 149.82 feet along said West line; Thence North $72^{\circ}54'20''$ East 48.22 feet; Thence North $54^{\circ}54'09''$ East 132.40 feet to the Southerly Right of Way line of U.S. Highway 2; Thence North $59^{\circ}48'50''$ West 15.38 feet along said Right of Way along a curve concave to the South a length of 157.85 feet with a radius of 1096.00 feet; Thence South $00^{\circ}11'35''$ East 17.5 feet to the Point of Beginning. Also known as Chelan County Parcel ID Number 241701440150.