

ORDINANCE NO. 2062

**AN ORDINANCE OF THE CITY OF NEWPORT, WASHINGTON, ANNEXING CERTAIN REAL PROPERTY LOCATED AT 292 MILWAUKEE DRIVE NORTH AND CARRIED UNDER ASSESSOR #453126520002, PEND OREILLE COUNTY WASHINGTON TO SAID CITY, DESIGNATING THE ZONE OF THE ANNEXED PROPERTY, DIRECTING MODIFICATION OF THE OFFICIAL ZONING MAP AND FIXING THE EFFECTIVE DATE OF ANNEXATION**

WHEREAS, the City of Newport received a Notice of Intention to Commence Annexation Proceedings pursuant to law and having heard from the Petitioners, the City Council approved circulation of the Annexation Petition in the form presented, and

WHEREAS, the property is in the city's urban growth area, and

WHEREAS, after proper public notice, the Newport Planning Commission held an open record public hearing on the request on September 30, 2019 and voted to recommend that the City Council approve the Annexation request,

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

SECTION 1: DESCRIPTION OF ANNEXED PROPERTY:

The following described real property situated in Pend Oreille County, Washington, is hereby annexed to the City of Newport:

292 MILWAUKEE DRIVE NORTH CARRIED UNDER ASSESSOR #453126520002

SECTION 2: ZONING:

The annexed property shall be zoned R-1, Residential as defined in the City of Newport Development Regulations, Chapter 17.02.030. No water or sewer service is currently available to serve the property.

SECTION 3: MODIFICATION OF TEXT AND OFFICIAL MAP:

Pursuant to the City of Newport Development Regulations, Chapter 17.02, the text and official map of the City of Newport will be amended to include the property described above which has been annexed into the city, and in accordance with that Chapter, the Mayor and City Clerk shall promptly add the area annexed to the official map and sign the amended map. The Clerk shall also notify Pend Oreille County and the Washington State Office of Financial Management.

SECTION 4: SEVERABILITY:

If any part of this Ordinance is held by a court of competent jurisdiction to be unconstitutional or otherwise unenforceable, such finding shall not invalidate any other part of this Ordinance.

SECTION 5: APPEALS:

Pursuant to the City of Newport Development Regulations, Chapter 17.06.150(E), Appeals of Type 4 decisions must be filed with the Washington State Growth Management Hearings Board or Pend Oreille County Superior Court in accordance with the provisions of state law.

SECTION 6: EFFECTIVE DATE:

This annexation shall be in full force and effect 5 days following publication as provided by law.

PASSED AND ADOPTED THIS 7<sup>th</sup> DAY OF October, 2019.

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Shirley Sands, Mayor

ATTEST:

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Nickole North, MMC, CPFA  
City Clerk/Treasurer

APPROVED AS TO FORM:

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Tom Metzger, City Attorney