

ORDINANCE NO. 638

AN ORDINANCE OF THE CITY OF RAINIER, WASHINGTON, ANNEXING CERTAIN DESCRIBED REAL PROPERTY INTO THE CITY OF RAINIER, WASHINGTON, REQUIRING CONFORMANCE TO MUNICIPAL CODES, PLANS, AND POLICIES PURSUANT TO CHAPTER 35A.14 OF THE REVISED CODE OF WASHINGTON.

WHEREAS, the Southwest Thurston Fire Authority is the owner of 100 percent (100%) of the assessed valuation of the described real estate (hereinafter referred to as "OWNERS") described below, situated in Thurston County, State of Washington, previously notified the City of Rainier that it intended to commence proceedings to annex said property to the City of Rainier, and said City previously agreed to accept said proposed annexation and likewise determined that the City of Rainier would require the assumption of said annexed areas of its fair share of any existing indebtedness of the City of Rainier; and

WHEREAS, the Owner petitioned for annexation to the City of Rainier with a written petition signed by the owner of 100% in value according to the assessed valuation of said property, which was filed with the City of Rainier, requests the annexation of said property to the City of Rainier and has been certified by the Assessor, EXHIBIT "C"; and

WHEREAS, on June 22, 2015, the Thurston County Boundary Review Board concluded its review requirements of the annexation proposal without objections being filed and returned the annexation proposal to the City for final action EXHIBIT "D"; and

WHEREAS, on March 24, 2015, the City Council duly noticed and conducted the required Public Hearing into this matter consistent with RCW 35A.14.130 and has made its recommendation to the City County for final action.

NOW, THEREFORE,

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

Section 1. Legal Description.

The following described real property is hereby annexed to, and shall become a part of the City of Rainier pursuant to Chapter 35A.14 of the Revised Code of Washington. The territory is legally described as:

That part of the Southwest quarter of the Southwest quarter of Section 3 and the part of the Southeast quarter of the Southeast quarter of Section 4, Township 16 North, Range 1 East, W.M.. Thurston County, Washington described as follows:

Commencing at the Section corner, to Sections 3, 4, 9 and 10 said Township and Range, Thence North along the line between Sections 3 and 4, 30 feet; Thence Easterly and parallel to the line between Sections 3 and 10, 145.2 feet; Thence North and parallel to the line between Sections 3 and 4, 290.0 feet; Thence West 145.2 feet to the line between Sections 3 and 4; Thence North along the line between Section 3 and 4, 175.0; Thence West 298.03 feet; Thence South and parallel to the line between Section 3 and 4, 495.1 feet to a point on the line between Sections 4 and 9; Thence Easterly along the line between Sections 4 and 9, 298.03 feet to the True Point of the Beginning.

Section 2. Boundary Map. A map outlining the boundaries of the above described real property is attached and is incorporated herein as Exhibit "A".

Section 3. Indebtedness. The real property hereby annexed shall assume it's pro rata share of the City of Rainier's indebtedness as of the date hereof and hereafter.

Section 4. Tax Assessment. That property described in Exhibit "A", which is contiguous to the City of Rainier and made a part of the City of Rainier, is subject to the laws and ordinances of the City of Rainier now and hereafter in effect; provided, however, that the property within the limits of said annexed area shall be taxed or assessed to pay its share of any bonded indebtedness of the City of Rainier contracted prior to or existing at the date of the annexation; provided further, that said annexed property shall not be released from any taxes or assessments levied against it or from any liability for the payment of any outstanding bonds or warrants issued prior to such annexation.

Section 5. Addressing. That said property hereby annexed shall be subject to addressing of existing street names and/or numbers if they are not consistent with either the established City of Rainier "1'00 Grid Block" designations or the street naming conventions in the City of Rainier Municipal Code Title 12.

Section 6. Zoning. That said property hereby annexed shall be zoned Public Facilities for that portion of the property in Section 3, and Highway Commercial for that portion of the property in Section 4, as indicate on the Zoning Map attached as Exhibit "B."

Section 7. Solid Waste. The City of Rainier requires collection of solid waste collection under mandatory contracted services.

Section 8. Municipal Codes, Plans and Policies. Said annexed property shall hereinafter upon effective date of this Ordinance, be subject to all municipal code, plans, policies and other regulations of the City of Rainier.

Section 9. Filing Annexation. From and after the date of publication of this Ordinance, the area described within Section 1 of this Ordinance shall become a part of the City of Rainier.

Section 10. Effective Date. This ordinance shall take effect and be in full force 30 days after date of publication as required by law.

Section 11. Severability. Should any section, paragraph, sentence, clause or phrase of this ordinance, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this Ordinance be preempted by state or federal law or regulation, such decision or preemption shall not affect the validity of the remaining portions of this ordinance or its application to other persons or circumstances.

ADOPTED by the City Council of the City of Rainier, Washington this 14th day of July 2015 at a regularly scheduled public meeting.



Randall Schleis, Mayor

ATTEST:



Charmayne Garrison, City Clerk

Approved as to Form;



William L. Cameron, City Attorney

EXHIBIT "A" - BOUNDARY MAP
EXHIBIT "B" - ZONING MAP
EXHIBIT "C" -ASSESSOR'S CERTIFICATION
EXHIBIT "D" - BRB WAIVER

Date of Publication: 7-23-15
Effective Date: _____