

**ORDINANCE NO. 2019-5**

**AN ORDINANCE OF THE TOWN OF HARRAH, WASHINGTON, PROVIDING FOR THE ANNEXATION OF PROPERTY KNOWN AS THE LON INABA ANNEXATION TO THE TOWN OF HARRAH PURSUANT TO THE PETITION METHOD, AND INCORPORATING THE SAME WITHIN THE CORPORATE LIMITS THEREOF, PROVIDING FOR THE ASSUMPTION OF EXISTING INDEBTEDNESS, REQUIRING SAID PROPERTY TO BE ASSESSED AND TAXED AT THE SAME RATE AND BASIS AS OTHER PROPERTY WITHIN SAID TOWN, ADOPTING A COMPREHENSIVE LAND USE PLAN, AND CHANGING THE OFFICIAL ZONING MAP OF THE TOWN. TAX PARCELS 181135-21003 AND 181135-21002.**

**WHEREAS**, the Town of Harrah, Washington received a petition for annexation, known as the Lon Inaba Annexation, of certain real property pursuant to RCW 35.13.410; and

**WHEREAS**, that said petition set forth the fact that the Town Council of the Town of Harrah required the assumption of Town indebtedness by the area requesting to be annexed; and

**WHEREAS**, prior to filing of said petition, the Town Council had indicated a tentative approval of said annexation; and,

**WHEREAS**, the application also requested that the land use designation of the parcels be shown on the Harrah Comprehensive Plan Future Land Use Map as Residential; and,

**WHEREAS**, petitioners further understood the proposed zoning of said area proposed for annexation would be Residential for Parcel Nos. 181135-21003 AND 181135-21002; and,

**WHEREAS**, notices of hearing before the Town Council were published in the manner as provided by law; and,

**WHEREAS**, all property within the territory so annexed shall be subject to and is a part of the Comprehensive Plan of the Town of Harrah as presently adopted or as is hereafter amended; and,

**WHEREAS**, the Council of the Town of Harrah has determined that the best interests and general welfare of the Town would be served by the annexation; and,

**WHEREAS**, prior to the Town Council taking final action, the Town submitted a "Notice of Intention" to the Yakima County Boundary Review Board pursuant to RCW 36.93.090; and

**WHEREAS**, on October 29, 2019, the Yakima Boundary Review Board notified the Town that the 45-day review period lapsed on the "Notice of Intention" and the annexation was deemed approved by the Boundary Review Board;

**NOW, THEREFORE**, be it ordained by the Town Council of the Town of Harrah, Washington, as follows:

**Section 1.** There has been filed with the Town Council of the Town of Harrah, a petition in writing signed by property owners owning a majority of the assessed value of the property proposed for annexation hereinafter described on Exhibit "A"; that said petition set forth the fact that the Council of the Town of Harrah required the assumption of Town indebtedness by the area requesting to be annexed; that prior to filing of said petition, the Council had on July 23, 2019 agreed to consider the annexation as proposed in the Letter of Intent; and that petitioners further understood the proposed zoning of said area proposed for annexation would be Residential for Parcel Nos. 181135-21002 AND 181135-21003.

**Section 2.** Tuesday, August 13, 2019 was set as the date for the open record public hearing before the Harrah Town Council; notice of such hearings were published in the newspaper of general circulation in the Town of Harrah; notice of such hearings was also posted in three public places within the territory proposed for annexation; notice of such hearings was also mailed to owners of property within three hundred feet of the territory proposed for annexation; and said notice specified the time and place of such hearings and invited interested persons to appear and voice approval or disapproval of the annexation.

**Section 3.** The territory proposed by said petition to be annexed to the Town of Harrah is situated in the County of Yakima in the State of Washington, is contiguous, approximate and adjacent to the present corporate limits of said Town, and is more particularly described in Exhibit "A," which is attached hereto and incorporated in full by this reference.

**Section 4.** The territory set forth in this ordinance and for which said petition for annexation as filed should be and is hereby made a part of the Town of Harrah.

**Section 5.** Pursuant to the terms of the annexation petition, all property within this territory annexed hereby shall be assessed and taxed at the same rate and on the same basis as property within the Town, including assessment or taxes in payment of any bonds issued or debts contracted prior to or existing at the date of annexation.

**Section 6.** All property within the territory so annexed shall be subject to and a part of the Comprehensive Plan of the Town of Harrah as presently adopted or as is hereafter amended.

**Section 7.** All property within the territory so annexed shall be and hereby is zoned Residential for Parcel Nos. 181135-21002 AND 181135-21003.

**Section 8. Effective Date.** This Ordinance shall take effect and be enforced five (5) business days from and after its passage, approval and publication as provided by law.

**PASSED BY THE TOWN COUNCIL OF THE TOWN OF HARRAH, WASHINGTON, AT A REGULAR MEETING NOVEMBER 12, 2019.**

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Barbara Harrer, Mayor

**APPROVED AS TO FORM:**

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Sarah Hovis, Town Clerk/Treasurer

**ATTEST:**

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Town Attorney, John E. Maxwell

**Exhibit A**  
**Legal Descriptions of Annexed Parcels**

**Parcel 181135-21003**

15.30 Acres

Legal Description: That portion of the North Half of the Northeast Quarter of the Northwest Quarter of Section 35, Township 11, Range 18, Lying in Tax District 602,

**Parcel 181135-21002**

19.71 Acres

Legal Description: The South Half of the Northeast Quarter of the Northwest Quarter of Section 35, Township 11, Range 18.

Including the Railroad Right-of-way and complete Right-of-way for Branch Road from the existing Town limit line to the Northeast corner of the real property as described under the legal description of tax parcel 181135-21003.