

**ORDINANCE NO. 764**

**AN ORDINANCE OF THE TOWN OF DARRINGTON ANNEXING THREE PARCELS OF PROPERTY LEGALLY DESCRIBED ON EXHIBIT B, TO THE TOWN OF DARRINGTON BY MEANS OF THE MUNICIPAL PURPOSE ANNEXATION PROCESS; ADOPTING URBAN INDUSTRIAL AND LIGHT INDUSTRIAL ZONING OF THE AREA; ADOPTING ZONING REGULATIONS FOR THE ANNEXATION AREA; ESTABLISHING AN EFFECTIVE DATE OF MARCH 30, 2021; AND PROVIDING FOR SEVERABILITY.**

**WHEREAS**, the Town of Darrington is the owner of real property consisting of approximately 93.6 Acres (Parcel ID Number: 32091400200300) legally described as Parcel 1 in Exhibit B, which is immediately adjacent to and east of the existing Town limits and within the Town's Urban Growth Area; and

**WHEREAS**, the Town of Darrington is the owner of real property consisting of approximately 5 Acres (Parcel ID Number: 32091400302300) legally described as Parcel 2 in Exhibit B, which is immediately adjacent to and east of Parcel 1; and

**WHEREAS**, the Town of Darrington is the owner of real property consisting of approximately 8.71 Acres conveyed from Parcel ID Number 32091400301800 by quit claim deed and combined with Parcel ID Number 32091400300200 by Corrected Boundary Line Adjustment recorded February 11, 2020 under AFN #202002110447, legally described as Parcel 3 in Exhibit B; and

**WHEREAS**, it is the intent of the Town of Darrington that this property, as described in Exhibit B, will be used for municipal purposes for the establishment a public road, creation of recreation areas, establishment of an education center, construction of a storage facility for Town archives, and establishment of a rental revenue generating business facility; and

**WHEREAS**, the Revised Code of Washington provides for the annexation of territory outside of its limits for any municipal purpose, by majority vote of the Council if the territory is owned by the municipality, or all of the owners of the real property in the territory give their written consent to the annexation (RCW 35.13.180); and

**WHEREAS**, pursuant to RCW 43.21C.222, annexations of territory by a city or town are SEPA exempt; and

**WHEREAS**, the property described in Exhibit B to be annexed is within the Town of Darrington's Urban Growth Area as established by Snohomish County and included in the Comprehensive Plan of the Town of Darrington; and

**WHEREAS**, the property described in Exhibit B is currently designated as Heavy Industrial on the Snohomish County Zoning Map; and

**WHEREAS**, the Town of Darrington's Comprehensive Plan, adopted in 2015, established a future land use map designation for this property as Urban Industrial for Parcel 1 and Light Industrial for Parcel 2 and Parcel 3, along with pertinent goals and policies, to guide the development of the annexation area over the next twenty years; and

**WHEREAS**, the Urban Industrial (Parcel 1) and Light Industrial (Parcel 2 and Parcel 3) zoning of the property described in Exhibit B is consistent with the Town of Darrington's Comprehensive Land Use Plan designations as Urban Industrial and Light Industrial respectively, which zoning is shown on the map attached hereto as Exhibit "D"; and

**WHEREAS**, pursuant to duly provided legal notice, the Town Council held a public hearing on said annexation on March 25, 2021, and, as a result thereof, finds:

1. The annexation area described in Exhibit A should be annexed to the Town of Darrington.
2. Parcel I should be zoned Urban Industrial, Parcel 2 and Parcel 3 should be zone Light Industrial, pursuant to the Town of Darrington Future Land Use Zoning Map and that such zoning and classification is in accord with the Town of Darrington Comprehensive Plan, the General Plan of the Town of Darrington.
3. If applicable, the owners of the real property within the annexation area should be required to assume existing indebtedness of the Town of Darrington.
4. The needs of the Town and community do require the hereinafter set forth zoning classification, and the highest and best use for said property is as hereinafter determined.

**NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF DARRINGTON, WASHINGTON:**

**Section 1.** The findings 1-4 above are here hereby incorporated by this reference and made a part of this Ordinance.

**Section 2.** The property legally described in Exhibit "B" and identified on the map attached hereto as Exhibit "C", with zoning designations as shown on Exhibit "D" is hereby annexed to the Town of Darrington, Washington.

**Section 3.** The annexation area is hereby zoned as Urban Industrial (Parcel 1) and Light Industrial (Parcel 2 and Parcel 3) as depicted on the Future Land Use zoning map, which map is incorporated herein by reference.

**Section 4.** If applicable, the owners of the real property within the annexation area shall be required to assume existing indebtedness of the Town of Darrington.

**Section 5.** The next regularly amended Zoning District Map prepared by and for the Town of Darrington shall show the annexation area zoned Urban Industrial (Parcel 1) and Light Industrial (Parcel 2 and Parcel 3) and within the jurisdiction of the Town of Darrington.

**Section 6.** The Town Clerk is hereby authorized and directed to file a certified copy of this ordinance with the County Auditor of Snohomish County and with the Board of County Commissioners of Snohomish County, Washington.

**Section 7.** The Town Clerk is hereby authorized and directed to provide, as required by RCW 35.13.270, notification by certified mail that includes a list of the Assessor's Tax Parcel numbers of all properties within the annexation, to the Snohomish County Treasurer and Assessor at least thirty days before the effective date of the annexation.

**Section 8.** This ordinance shall be in full force and effect 5 days following passage and publication of this Ordinance.

**Section 9.** If any section, sentence, clause or phrase of this Ordinance should be held to be 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.

PASSED AND APPROVED by the Darrington Town Council this a5 day of March 2021.

TOWN OF DARRINGTON

 Dan Rankin, Mayor 

ATTEST:

By:   
Dianne Allen, Town Clerk-Treasurer

APPROVED AS TO FORM:

By: \_\_\_\_\_  
Grant Weed, Town Attorney

Date of Publication: \_\_\_\_\_

Effective Date: 3/30/2021 \_\_\_\_\_