

Ordinance No. 654

Amending Ordinance No. 648 Gagnon-Soloman Annexation

WHEREAS, the City Council adopted Ordinance No. 648 annexing property owned by Tena and Brent Gagnon and Lyn Soloman;

WHEREAS, review by the State revealed that there was an error in that ordinance's legal description that failed to include the associated portion of Merchant Road; and,

WHEREAS, the validity of the original annexation would require that the road be annexed and the presumption was that a small section of Merchant Road would be annexed into the City as part of the approved annexation; and

WHEREAS, Ordinance No. 648 did not have a "scrivener's error" section that would have allowed the matter to have been corrected by the Mayor and Staff;

BASED UPON THESE FINDINGS, The City Council of the City of Forks do ordain as follows:

Section 1. Amending Ordinance No. 648 Section 1.

The legal description of Ordinance No. 648 is amended as indicated by the underlined text below. No other aspects of the ordinance are changed or amended by the passage of this ordinance.

The following described real property contiguous to the current limits of the City of Forks shall be annexed to and become a part of the City of Forks:

- A. That portion of the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ in Sec. 4, T 28 N, R 13 W, W.M., described as:

Beginning at the SE corner of said SE $\frac{1}{4}$ of the NE $\frac{1}{4}$; thence North 3°23'19" East, along the East line thereof a distance of 932.43 feet to the true point of beginning; thence continuing North 3°23'19" East 314.59 feet; thence North 86°18'35" West, 699.10 feet; thence South 0°44'47" West, 315.00 feet; thence South 86°18'35" East 684.58 feet to the true point of beginning.

Containing approximately 5.0 acres and being specifically Clallam County.

- B. That portion of the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ & Government Lot 2 all in Sec. 4, T 28 N, R 13 W, W.M., described and annotated as filed in a record of survey filed at Vol. 20, Pg. 93 of Survey Records with the Clallam County Auditor on 6 Jun 1991.

Containing approximately 5.0 acres and being specifically Clallam County Tax Parcel numbers: 132803229050, 132804110300 and 132804110200.

As well as that portion of the existing right of way that is the 1100 block of Merchant Road lying between and being the western border of Parcel 132803229050 and also the eastern

border of 132804110300 and being a rectangle running north-south that is 60' wide by approximately 315.2 in length.

Section 2. Assumption of Indebtedness. The property described in Section 1 and annexed into the City of Forks shall not be required to assume any past indebtedness of the City of Forks.

Section 3. Assumption of Forks Urban Growth Area Zoning Code. The property described in Section 1 shall be zoned in the manner noted within the Forks Zoning Code and the map that accompanies said code for the unincorporated areas of the Forks Urban Growth Area.

Section 4. Effective Date. This ordinance shall take effect five days after the publication of this ordinance within the Forks Forum.

Passed by the City Council at a regular meeting thereof held the 26th day of April 2021.

Tim Fletcher Mayor

AUTHENTICATED AND ATTESTED TO:

Audrey Grafstrom, Clerk/Treasurer

APPROVED AS TO FORM:

William R. Fleck, Attorney/Planner