

ORDINANCE NO. 1787

AN ORDINANCE OF THE CITY OF KETTLE FALLS, WASHINGTON, ANNEXING PARCELS 1922400, 1922300, 1918901, and A PORTION OF SR 25 TO THE CITY OF KETTLE FALLS, WASHINGTON, PROVIDING FOR THE ASSUMPTION OF EXISTING CITY INDEBTEDNESS AND FIXING A TIME WHEN THE SAME SHALL BE EFFECTIVE.

WHEREAS, the Kettle Falls City Council in December, 2019, received a notice of intention to commence annexation proceedings pursuant to the “direct petition” method of annexation, RCW 35A.14.120, for parcel numbers 1922400, 1922300, and 1918901; and

WHEREAS, on December 3, 2020, the City Council of the City of Kettle Falls, Washington held a public meeting with the annexation initiators pursuant to RCW 35A.14.120 and determined that the initiators could proceed to acquire a 60% petition for annexation pursuant to RCW 35A.14.120; and

WHEREAS, at its January 14, 2020 public meeting the City Council set the annexation area and further determined that the property subject to annexation would retain the same zoning designation, and assume the annexation area’s share of City indebtedness; and

WHEREAS, the owners of not less than 60% in value, according to the assessed valuation for general taxation of the property hereinafter described, signed the petition pursuant to RCW 35A.14.120 for the annexation of said area to the City of Kettle Falls, Washington; and

WHEREAS, the petition for annexation was delivered to the Stevens County Assessor, Stevens County Auditor, Stevens County Planning, and Stevens County Commissioners; and

WHEREAS, all owners of the territory described in Section 1 of this ordinance signed the petition; and

WHEREAS, the City provided public notice of the petition for annexation and has provided an opportunity for comment thereon by all interested citizens at a duly called and noticed public hearing; and

WHEREAS, on August 18, 2020, pursuant to proper notice given in accordance with RCW 35A.14.130, the council conducted a public hearing on the proposed annexation, and following such hearing the City Council reviewed all documentation associated with this annexation proposal, conducted a public hearing on the proposed annexation in accordance with RCW 35A.14.140, and following such hearing determined to effect the annexation of the territory described in Section 1 of this ordinance, finding that the petition for annexation met the applicable requirements, and that the best interests of the City of Kettle Falls, Washington will be served by the annexation and that it is appropriate to and therefore accepted the petition for annexation pursuant to RCW 35A.14.120; and

WHEREAS, the territory described in Section 1 of this ordinance is contiguous to the City of Kettle Falls, Washington and entirely within the City of Kettle Falls Urban Growth Area,

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF KETTLE FALLS, WASHINGTON, DOES ORDAIN AS FOLLOWS:

**Section 1. Annexation.** The following described parcels and rights-of-ways are hereby annexed to and made a part of the City of Kettle Falls, Washington, to wit:

**Parcel 1922400**

That portion of the SE ¼ of the NW ¼ of Section 19 Township 36 North, Range 38 East, W.M., in Stevens County, Washington, lying North of Primary State Highway No. 3, West of Primary State Highway No. 22 and East of the following described line:

Beginning at the point of compound curve near the intersection of the North right of way line of P.S.H. No. 3 and the West right of way line of P.S.H. No. 22; thence Westerly along a curve with a radius of 1342.5 feet, through a central angle of 01°37' a distance of 38.00 feet, said curve being the Northerly right of way line of P.S.H. No.3; thence North 00°5 ½'; East, 130.42 feet; thence North 38 °09 ½' East, 29.76 feet; thence due North to the North line of the SE ¼ of the NW ¼ of said Section 19.

**Parcel 1922300**

That part of the SE ¼ of the NW ¼ of Section 19, Township 36 North, Range 38 East, W.M., in Stevens County, Washington, lying North of Primary State Highway No. 3 and West of the Following described line:

Beginning at the point of compound curve near the intersection of the North right of way line of P.S.H. No. 3 and the West right of way line of P.S.H. No. 22; thence Westerly along a curve with a radius of 1342.5 feet, through a central angle of 01°37' a distance of 38.00 feet, said curve being the Northerly right of way line of P.S.H. No.3; thence North 00°5 ½'; East, 130.42 feet; thence North 38 °09 ½' East, 29.76 feet; thence due North to the North line of the SE ¼ of the NW ¼ of said Section 19.

**Parcel 1918901**

That part of the E/14 of the NW ¼ of Section 19, Township 36 North, Range 38 East, W.M., in Stevens County, Washington, lying East of the right of way of State Highway SR 25 and North of the right of way of U.S. Highway SR 395.

EXCEPT beginning at the N1/4 of corner of Section 19; thence South along the East line of said NE ¼ of the NW ¼ of said Section 19 a distance of 1087.35 feet; thence North 22 °40' West a distance of 1193.23 feet; thence South 88 °18' East along the North line of said Section 19, a distance of 460 feet to the Point of Beginning.

EXCEPT the North 865 feet thereof.

**STATE HIGHWAY 25**

That part of the State Highway SR 25 Lying North of the right of way of U.S. Highway SR 395, and East of Parcel 1922400.

**Section 2. Assessment and Taxation.** All property within the territory so annexed shall be assessed and taxed at the same rate and on the same basis as other property of the City of Kettle Falls, Washington is assessed and taxed to pay for any outstanding indebtedness of the City of Kettle Falls, Washington as presently adopted or as is hereafter amended.

**Section 3. Zoning.** All property within the territory so annexed as described in Section 1 of this ordinance shall retain its current zoning designation.

**Section 4. Transmittal and Filing.** If any portion of this ordinance is declared invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect the validity of the remaining portion of this ordinance.

**PASSED** by vote of the Council present this \_\_\_\_ day of August, 2020.

Approved:

\_\_\_\_\_  
John Ridlington, Mayor

Attest:

\_\_\_\_\_  
Raena L. Hallam, Clerk/Treasurer  
Approved as to form:

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Logan Worley, City Attorney