

ORDINANCE NO. 2083

AN ORDINANCE OF THE CITY OF NEWPORT, WASHINGTON, ANNEXING CERTAIN REAL PROPERTY LOCATED AT 75 SILVER BIRCH CT. NEWPORT, CARRIED UNDER ASSESSOR #453124410002, PEND OREILLE COUNTY WASHINGTON TO SAID CITY, DESIGNATING THE ZONE OF THE ANNEXED PROPERTY, DIRECTING MODIFICATION OF THE OFFICIAL ZONING MAP AND FIXING THE EFFECTIVE DATE OF ANNEXATION

WHEREAS, the City of Newport receive a Notice of Intention of Commence Annexation Proceedings pursuant to law and having heard from the Petitioners, the City Council approved circulation of the Annexation Petition in the form presented, and

WHEREAS, the property is in the city's urban growth area, and

WHEREAS, after proper public notice, the Newport Planning Commission held an open record public hearing on the request March 29, 2021 and voted to recommend that the City Council approve the Annexation request,

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF NEWPORT, WASHINGTON DO ORDAIN AS FOLLOWS:

SECTION 1: DESCRIPTION OF ANNEXED PROPERTY:

The following described real property situated in Pend Oreille County, Washington, is hereby annexed to the City of Newport:

75 SILVER BIRCH COURT CARRIED UNDER ASSESSOR #453124410002

SECTION 2: ZONING

The annexed property shall be zoned R-3, Multi-Family Residential as defined in the City of Newport Development Regulations, Chapter 17.02.050.

SECTION 3: MODIFICATION OF TEXT AND OFFICIAL MAP:

Pursuant to the City of Newport Development Regulations, Chapter 17.02, the text and official map of the City of Newport will be amended to include the property described above which has been annexed into the city, and in accordance with that Chapter, the Mayor and City Clerk shall promptly add the area annexed to the official map and sign the amended map. The Clerk shall also notify Pend Oreille County and the Washington State Office of Financial Management.

SECTION 4: SEVERABILITY:

If any part of this Ordinance is held by a court of competent jurisdiction to be unconstitutional or otherwise unenforceable, such finding shall not invalidate any other part of this Ordinance.

SECTION 5: APPEALS:

Pursuant to the City of Newport Development Regulations, Chapter 17.06.150(E), Appeals of Type 4 decisions must be filed with the Washington State Growth Management Hearings Board or Pend Oreille County Superior Court in accordance with the provisions of state law.

SECTION 6: EFFECTIVE DATE:

This annexation shall be in full force and effective 5 days following publication as provided by law.

PASSED AND ADOPTED THIS 19th DAY OF April, 2021.

Shirley Sands, Mayor

ATTEST:

Nickole North, MMC, CPFA
City Clerk/Treasurer

APPROVED AS TO FORM:

Kendel Froese, Assistant City Attorney