

## ORDINANCE NO. 23-01

AN ORDINANCE OF THE CITY OF COLFAX, WASHINGTON, ANNEXING PARCEL 200004316221904 TO THE CITY OF COLFAX, WASHINGTON, ASSIGNING RESIDENTIAL R-2 ZONING CLASSIFICATION, PROVIDING FOR THE ASSUMPTION OF EXISTING CITY INDEBTEDNESS AND FIXING A TIME WHEN THE SAME SHALL BE EFFECTIVE.

WHEREAS, on January 31, 2023, the City of Colfax, Washington received a notice of intention to commence annexation proceedings pursuant to the “direct petition” method of annexation, RCW 35A.14.120, for parcel 200004316221904; and

WHEREAS, on February 21, 2023, the City Council of the City of Colfax, Washington held a public meeting with the annexation initiator pursuant to RCW 35A.14.120 and determined that the initiator could proceed to acquire a petition for annexation pursuant to RCW 35A.14.120; and

WHEREAS, the Whitman County Public Hospital District No. 3- McGraw Annexation area is 6 acres of unincorporated Whitman County, contiguous to and located south of Whitman County Public Hospital District current location;

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 notice public hearing; and

WHEREAS, on March 20, 2023, pursuant to proper notice given in accordance with RCW 35A.14.130, the City Council received and reviewed all of the 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 Colfax, Washington will be served by the annexation and that it is appropriate to good government of the City of Colfax, Washington and therefore accepted the petition for annexations pursuant to RCW 35A.14.120 and

WHEREAS, the territory described in Section 1 of this ordinance is contiguous to the City of Colfax, Washington and entirely within the City of Colfax Urban Growth Area established pursuant to RCW 36.70A.110,

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

Section 1: Annexation. The following described parcel are hereby annexed to and made a part of the City of Colfax, Washington, to wit:

A tract in the north half of the northeast quarter of Section 22, Township 16 North, Range 43 E.W.M., described as follows:

Commencing at a point on the west line of the 83<sup>rd</sup> mile post and Dry Creek Road at a point 18.85 chains southwesterly of the point where said road crosses the north line of the northeast quarter of said Section 22; thence north 66°40’ west 431.9 feet; thence south

44°20" west 784.2 feet to the subdivision line of the northeast quarter of said Section 22: thence east along said subdivision line 763.1 feet to the west of the public road known as the 83<sup>rd</sup> Mile Post and Dry Creek Road; thence north 25° east along said road 431.5 feet to the place of beginning.

A tract in the south half of the northeast quarter of Section 22, township 16 North, Range 43 E.W.M., described as follows:

COMMENCING at a point on the east and west subdivision line on said northeast quarter a distance of 761 feet east of the west quarter corner of said northeast quarter, thence north 89°40' east along said subdivision line of said northeast quarter a distance of 763.1 feet to the west side of the county road; thence south 17°28' west 352.5 feet; thence north 63°00' west 732.3 feet to the place of beginning.

EXCEPT right-of-way for public road

EXCEPT the following described tract;

COMMENCING at a point on the east-west subdivision line of the northeast quarter of said section 22, a distance of 761.0 feet east of the west quarter corner of said northeast quarter; thence north 89°40' east along said subdivision line of said northeast quarter a distance of 763.1 feet to the west side of the county road; thence south 17°28' west 13.5 feet to the true point of beginning of this description; thence running north 72°32' west 360 feet; thence south 17°28' west 311.3 feet; thence south 63°00' east 372.3 feet; thence north 17°28' east 339.0 feet to the true point of beginning and there terminating.

**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 Colfax, Washington is assessed and taxed to pay for any outstanding indebtedness of the City of Colfax, Washington as presently adopted or as in hereafter amended.

**Section 3: Comprehensive Plan Designation.** All property within the territory so annexed shall be subject to and a part of the Comprehensive Plan of the City of Colfax, Washington as presently adopted or as is hereinafter amended.

**Section 4: Land Use Designation and Zoning.** All property within the territory so annexed as described in Section 1 of this ordinance shall be hereby zoned as follows: Whitman County Parcel Number 200004316221904 shall be zoned Residential 2 (R-2).

**Section 5: Transmittal and Filing.** The Colfax City Clerk is directed to file a certified copy of this ordinance with the Whitman County Auditor.

**Section 6: Severability.** 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(s) of this ordinance.

**Section 7: Corrections.** Upon the approval of the City Attorney, the City Clerk and the codifiers of this ordinance are authorized to make necessary corrections to this ordinance, including but not limited to, the correction of scrivener's/clerical errors, references, ordinance numbering, section/subsections numbers and any references thereto.

Section 8: Effective Date: This ordinance shall take effect and be in full force five (5) days after its passage, approval and publication.

PASSED by the City Council and approved by the Mayor this 20th day of March, 2023.

\_\_\_\_\_  
Mayor

ATTEST:

By \_\_\_\_\_  
City Clerk

APPROVED AS TO FORM:

By \_\_\_\_\_  
City Attorney