

CITY OF MOSSYROCK, WASHINGTON

ORDINANCE #507

AN ORDINANCE OF THE CITY OF MOSSYROCK, WASHINGTON, PROVIDING FOR THE ANNEXATION OF CERTAIN REAL PROPERTY KNOWN AS THE "SMITH FAMILY ANNEXATION", THE UGA AREA LOCATED AT THE CORNER OF ISBELL ROAD AND MOSSYROCK ROAD W., PURSUANT TO RCW 35A.14.120, SUBJECT TO ASSUMPTION OF A PROPORTIONATE SHARE OF CITY INDEBTNESS, AND ADOPTING PREANNEXATION ZONING CONTROLS FOR SUCH PROPERTY.

WHEREAS, a Notice of Intent to Annex was initiated by the property owners of Parcel's #028532003001, #028532003002, #028532003003, #028532003004 & #028532002000 on June 09, 2022, pursuant to RCW 35A.14.120 (petition method); and

WHEREAS, the Mossyrock City Council (Council) accepted the petition for annexation at an open public meeting on June 09, 2022, determined that the City of Mossyrock (City) would accept the proposed annexation boundary, currently an Urban Growth Area (UGA); and

WHEREAS, pursuant to 35A.14.120, the City received a complete and sufficient petition containing the signatures of property owners representing more than 60% of the current total assessed value of all parcels within the proposed annexation area, as shown in Exhibits A-C, and the petition was transmitted to the Lewis County Assessor; and,

WHIEIREAS, pursuant to RCW 35A.01.040 the Lewis County Assessor's Office on August 19, 2022, issued a letter certifying the 60% petition as sufficient; and

WHEREAS, the City of Mossyrock mailed a letter and copy of the 60% petition to the owner of record for each parcel within the annexation area on August 22, 2022; and

WHEREAS, on September 08, 2022, following a properly noticed public hearing pursuant to RCW 35A.14.130, Resolution 2002-4 was adopted by the City Council, specifying that the pre-annexation zoning would apply to the property upon annexation and that the property proposed to be annexed would be subject to any outstanding indebtedness; and

WI-IIIEREAS, the Lewis County Boundary Review Board completed their review of the annexation and a Certification of Expiration (attached) approving the annexation was submitted to the City on July 7, 2023. ·

WHEREAS, the City Council finds that the proposed annexation is consistent with the Growth Management Directory (Comprehensive Plan) and will allow for future orderly growth;

NOW, THIEREFOR, THE CITY COUNCIL OF THE CITY OF MOSSYROCK, WASHINGTON, DOES HEREBY ODRAIN AS FOLLOWS;

Section 1. The property as set forth in Exhibits "A" and for which the petition for annexation is filed, shall be and is hereby made a part of the City of Mossyrock and annexed thereto.

Section 2. The area legally described in attached Exhibits "A-1, A-2 and A-3", shall be required to assume its proportionate share of the general indebtedness of the City of Mossyrock at the time of the effective date of such annexation.

Section 3. The area described in attached Exhibits "A-1, A-2 and A-3", will adopt the Neighborhood District land use designation and zoning pursuant to the Mossyrock Growth Management Directory previously adopted by the City of Mossyrock.

Section 4, Severability. If any section, sentence, clause, or phrase of this Ordinance should be held to be unconstitutional or unlawful by a court or competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause, or phrase of this Ordinance.

Section 5, Filing. The City Clerk is further directed to file with the Office of Financial Management a certificate as required be RCW 35A.14.700 within thirty (30) days of the effective date of annexation, and to file copies of same with the Lewis County Auditor's and Assessor's Offices.

Section 6, Effective Date. This Ordinance shall take effect immediately, or as otherwise provided by law.

Section 7, Corrections. 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, resolution numbers, section/subsection numbers, and any references thereto.

ADOPTED by the City Council of the City of Mossyrock, Washington and executed by its mayor at a regularly scheduled meeting thereof this 19th day of July, 2023.

Mayor, Randall Sasser

ATTEST: _____

Clerk, Linda Hanon

APPROVED AS TO FORM:

CITY ATTORNEY, JIM BUZZARD