

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 83rd 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 83rd 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



City of Colfax
400 N. Mill St.
Colfax, WA 99111

Application for Annexation

PROPOSED ANNEXATION NAME: Whitman County Public Hospital District No. 3 – McGraw Annexation
FILE No. _____

TOTAL AREA OF PROPOSED ANNEXATION 6.0 ACRES

TOTAL AREA REPRESENTED BY SIGNATURES 6.0 ACRES

PERCENT OF TOTAL AREA REPRESENTED BY SIGNATURES 100 %

APPLICANT

Hank Hannigan	509-397-3435
YOUR NAME(Please write above this line) Whitman County Public Hospital District No. 3	PHONE# 509-397-2563
BUSINESS NAME 1200 W. Fairview Street	FAX#
MAILING ADDRESS Colfax	WA 99111
CITY Hank.Hanigan@whmc.org	WA ZIP
E-MAIL ADDRESS	
SIGNATURE (ORIGINAL REQUIRED)	DATE 1-31-2023

Note: I consent to an on-site inspection by an employee(s) of the City of Colfax

PROPERTY OWNER 1

(If different than applicant)

YOUR NAME(Please write above line)	PHONE#
BUSINESS NAME	FAX#
ADDRESS	
CITY	WA ZIP
E-MAIL ADDRESS	
SIGNATURE (ORIGINAL REQUIRED)	DATE

Note: I consent to an on-site inspection by an employee(s) of the City of Colfax

ADDITIONAL PROPERTY OWNER

YOUR NAME		PHONE#
BUSINESS NAME		FAX#
ADDRESS		
CITY	WA	ZIP
E-MAIL ADDRESS		
SIGNATURE (ORIGINAL REQUIRED)		DATE

Note: I consent to an on-site inspection by an employee(s) of the City of Colfax

PROPERTY/ZONING DATA

ARE WETLANDS PRESENT? [] YES [X] NO

701 Almota Rd. Colfax, WA

Address

"McGraw property" the adjacent south six (6) acres of the hospital.

Location

Description

MAP & TAX LOT	SITE (ACRES)	ZONING PROPERTY INFORMATION			
		EXISTING COUNTY ZONING DESIGNATION	CITY ZONING DESIGNATION	CURRENT ASSESSED VALUE	TOTAL EXISTING POPULATION
200004316221904	6.0	12 - Residential		\$397,772	0
TOTAL OF PARCEL AREAS	1	SQ. FT.			
RIGHTS-OF-WAY TO BE INCLUDED					
REASON FOR ANNEXATION	Annexing with the rest of Whitman County Public Hospital District land and for the purpose of creating a RV Park for hospital use.				

DESCRIBE NUMBER AND TYPES OF STRUCTURES ON THE PARCEL(S) (USE TAX LOTS AS REFERENCES):

EXISTING USE OF AREA TO BE ANNEXED:

Hospital, was Residential

PROPOSED USE OF AREA TO BE ANNEXED:

Hospital RV Park

DESCRIBE SURROUNDING LAND USES (USE TAX LOTS AS REFERENCE)

NORTH- 80215000000001 (Hospital)

SOUTH- 200004316221910, 200004316221905 (Pasture)

EAST- 200004316221901, 200004316221800 (Farmland)

WEST- 200004316221900, 200004316221909 (Farmland, Hospital Parking)

PETITION FOR ANNEXATION TO THE CITY OF COLFAX, WA

We, the undersigned, (see Exhibit A) being the owners of not less than 10 percent (10%), of the acreage of the area, illustrated on Exhibit B attached hereto, lying contiguous to the City of Colfax, WA, do hereby respectively ask the Honorable Mayor and City Council to meet with us and that appropriate actions be taken to authorize circulation of the Direct Petition so that such territory can be annexed to and made a part of the City of Colfax under the provisions of Sections 10 through 13, Chapter 331, Laws of 2003, of the State of Washington.

This notice is accompanied and has attached hereto as Exhibit B a map which outlines the boundaries of the property sought to be annexed, as well as Exhibit C a full legal description of the proposed annexed area.

The following conditions should be noted by those signing Exhibit A – PETITION FOR ANNEXATION Signature Form:

1. Signatures must be in ink
2. Record owners must sign, that is, the owners as shown by county records.
3. Only one spouse needs to sign.
4. Mortgages may be disregarded – there is no requirement for mortgagee to sign.
5. Where real estate contracts are involved, only the purchaser needs to sign as long as the contract is recorded with the county, otherwise only the contract seller is authorized to sign.
6. Corporations that own property may sign. However, only a corporate officer who is specifically authorized by the bylaws to execute deeds or encumbrances on behalf of the corporation can sign on behalf of the corporation. A certified excerpt of the bylaws so authorizing such officer must be attached.
7. Multiple signatures are not required for multiple ownerships.

EXHIBIT A
SIGNATURE FORM

To the City Council of the City of Colfax, WA:

We, the undersigned owners, petition and consent to be annexed to the City of Colfax, WA. A map is attached, marked Exhibit B, showing the affected territory and its relationship to the present City boundaries.


1. Printed Name Hank Hannigan Signature 
Address 1200 W. Fairview St. Colfax, WA Date 1-31-2023
Property Description 200004316221904
(Section and tax lot number or subdivision and lot number)
2. Printed Name _____ Signature _____
Address _____ Date _____
Property Description _____
(Section and tax lot number or subdivision and lot number)
3. Printed Name _____ Signature _____
Address _____ Date _____
Property Description _____
(Section and tax lot number or subdivision and lot number)
4. Printed Name _____ Signature _____
Address _____ Date _____
Property Description _____
(Section and tax lot number or subdivision and lot number)
5. Printed Name _____ Signature _____
Address _____ Date _____
Property Description _____
(Section and tax lot number or subdivision and lot number)
6. Printed Name _____ Signature _____
Address _____ Date _____
Property Description _____
(Section and tax lot number or subdivision and lot number)
7. Printed Name _____ Signature _____
Address _____ Date _____
Property Description _____
(Section and tax lot number or subdivision and lot number)
8. Printed Name _____ Signature _____
Address _____ Date _____
Property Description _____
(Section and tax lot number or subdivision and lot number)

EXHIBIT B

MAP OF PROPOSED ANNEXATION BOUNDARIES PROVIDED BY APPLICANT

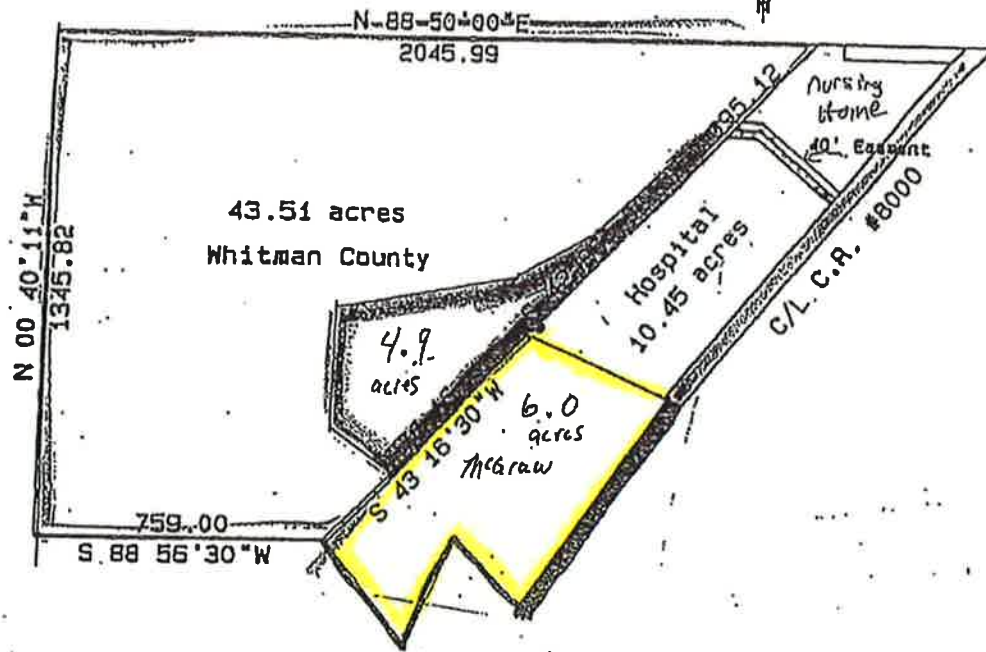
PROPOSED ANNEXATION NAME:

Whitman County Public Hospital District No. 3 – McGraw Annexation

FILE No. _____

*Please attach a map of proposed annexation boundaries to this section

Exhibit A



SITE SKETCH (From city annexation documents)

WHITMAN COUNTY HOSPITAL DISTRICT # 3

EXHIBIT C

FULL LEGAL DESCRIPTION OF PROPOSED ANNEXATION

PROPOSED ANNEXATION NAME:

Whitman County Public Hospital District No. 3 – McGraw Annexation

FILE No. _____

*Please attach a full legal description of proposed annexation to this section

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Signatures and Notary Seal

I (We) certify that all of the above statements and statements on any documents or drawings submitted herewith are true to the best of my (our) knowledge and belief.

Name of Applicant

[Signature] 1-31-24.
Signature of Applicant and Date

Name of Property Owner

[Signature] 1-31-2023
Signature of Property Owner and Date

SIGNATURE BY THE APPLICANT INDICATES THAT HE/SHE HAS READ AND UNDERSTANDS THE REQUIREMENTS OF THE ANNEXATION PROCESS AND THE CITY COUNCIL HEARING PROCESS.

NOTARY

STATE OF Washington)

COUNTY OF Whitman)

I, the undersigned, a Notary Public, in and for said County, in the State aforesaid, DO HEREBY CERTIFY THAT Hank Hannigan is/are personally known to me, that said person(s) appeared before me this day in person and severally acknowledged that he/she/they signed and delivered the forgoing owners authorization above as his/her/their free and voluntary act for the uses and purposes herein set forth.

Given under my hand and Notary Seal, this January 31st day, of 20 23.



[Signature]
Signature of Notary Public