

ORDINANCE NO. 2008

AN ORDINANCE ANNEXING CERTAIN REAL PROPERTY TO THE CITY OF OAK HARBOR, ASSESSING ALL PROPERTY WITHIN THE ANNEXATION AREA AT THE SAME RATE AND BASIS AS OTHER PROPERTY WITHIN THE CITY, REQUIRING THE SUBJECT PROPERTIES TO ASSUME THEIR PROPORTIONATE SHARE OF THE CITY INDEBTEDNESS AND ASSIGNING ZONING FOR THE ANNEXED PROPERTY CONSISTENT WITH THE OAK HARBOR COMPREHENSIVE PLAN.

WHEREAS, the initiating party, representing 100% ownership in assessed value of the property for which annexation is sought, sent a request for annexation proceedings with the City of Oak Harbor on March 29, 2024; and,

WHEREAS, in conformance with RCW 35A.14.120, the City Council met with said initiating party on May 21, 2024 and authorized the annexation process to move forward; and,

WHEREAS, said petition was received by the City of Oak Harbor and transmitted to the Island County Assessor for determination of sufficiency; and,

WHEREAS, a determination of sufficiency was made by the Island County Assessor on July 2, 2024; and,

WHEREAS, annexations are exempt from the State Environmental Policy Act (SEPA) pursuant to RCW43.21C.222. Environmental review and SEPA checklist submittal may be required, if necessary, with subsequent development applications; and,

WHEREAS, a public hearing for this annexation was held before the City Council on August 20, 2024, notice of said hearing having been published as required by law; and,

WHEREAS, the City Council of the City of Oak Harbor, following due deliberation and careful consideration of the issues germane to the annexation petition, finds that the proposal is consistent with state and local laws pertaining to the annexation of property to the City of Oak Harbor and with the Urban Growth Area goals and policies in the Oak Harbor Comprehensive Plan;

NOW THEREFORE, the City Council of the City of Oak Harbor, do ordain as follows:

Section 1. That the following described property, situated in the County of Island, State of Washington and contiguous to the City of Oak Harbor, is hereby annexed to and incorporated into the City of Oak Harbor, Washington:

Legal Description

Island County Assessor Parcel Numbers: R13326-281-0850; R13326-291-1130 and R13326-274-1130:

That portion of the Southwest Quarter of the Northwest Quarter of Section 26, Township 33 north, Range 1 east of the Willamette Meridian, described as follows;

Beginning at the Northeast Corner of said Southwest Quarter of the Northwest Quarter; thence South $1^{\circ}32'34.11''$ West along the east line of said Southwest Quarter of the Northwest Quarter, a distance of 977.81 feet to the True **POINT OF BEGINNING**; thence North $88^{\circ}35'12.11''$ west parallel with the south line of said Southwest Quarter of the Northwest Quarter to the east margin of the Oak Harbor Road, a distance of 629.56 feet; thence South $6^{\circ}55'41''$ west along said east margin to the south line of said Southwest Quarter of the Northwest Quarter, a distance of 346.60 feet; thence South $88^{\circ}35'12''$ East along said south line to the Southeast corner of said Southwest Quarter of the Northwest Quarter, a distance of 662.09 feet; thence North $1^{\circ}32'34''$ East along the east line of said southwest Quarter of the Northwest Quarter, a distance of 345.00 feet to the true **POINT OF BEGINNING**.

ALSO KNOWN AS Lots 1,2 and 3 of ISLAND COUNTY SHORT PLAT NO. SHP 363/01.R13326-281-1020 as approved January 3, 2003 and recorded January 3, 2003 in Volume 3 of Short Plats, pages 467 and 468 under Auditor's File No. 4042980, records of Island County, Washington;

Situate in Island County, Washington.

Section 2. All said real property in the annexed area described in Section 1 shall be assessed and taxed at the same rate and on the same basis as other property in the City of Oak Harbor is assessed and taxed, assume existing indebtedness and be subject to the comprehensive plan as presently adopted or as hereafter amended.

Section 3. The annexed area described in Section 1 is hereby assigned zoning of I, Industrial in accordance with the Oak Harbor Comprehensive Plan Land Use Map. The zoning provisions of the Oak Harbor Municipal Code shall be in full force and effect in the annexed area in accordance with this assignment.

Section 4. Severability. If any section, subsection, paragraph, sentence, clause, or phrase of this ordinance or its application to any person or situation should be held to be invalid or unconstitutional for any reason by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of the remaining portions of this ordinance or its application to any other person or situation.

Section 5. Effective Date.

This Ordinance shall become effective five (5) days following passage and publication as required by law.

PASSED by the City Council this 3rd day of September, 2024.

Veto ()
Approve ()

THE CITY OF OAK HARBOR

By _____
Ronnie Wright, Mayor

Dated: _____

Attest:

Julie Nester, City Clerk

Approved as to Form:

Hillary Evans, City Attorney

Published: _____