

CITY OF COLFAX, WASHINGTON: ORDINANCE No. 16-09

**AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF COLFAX, COUNTY OF WHITMAN, STATE OF WASHINGTON, PURSUANT TO RCW 35.13.180 BY ANNEXING THERETO A CERTAIN TRACT OF LAND NON-CONTIGUOUS TO THE PRESENT LIMITS OF THE CITY OF COLFAX BUT IS OWNED BY THE CITY OF COLFAX AND IS HOME TO THE COLFAX UPPER SOUTHVIEW WATER TANK FACILITY**

**WHEREAS**, per RCW 35.13.180 the City of Colfax wants to annex land not contiguous to the City of Colfax; and

**WHEREAS**, the land is home to the Colfax Upper Southview Water Tank facility, a municipal use; and

**WHEREAS**, the property is more particularly described as follows:

*Beginning at the Northwest Corner of Section 24, Township 16 North, Range 43 E.W.M., and running thence N87°09'E, along the North line of said Section 24, 810.75 feet to a point which is also the Easterly most corner of Lot Number 22 of the Southview Addition to the City of Colfax, Washington, as shown on the recorded plat thereof, records of said County; thence S37°51'E 200.0 feet to the TRUE POINT OF BEGINNING; thence N87°09'E, along a line parallel to the north line of said Section 24, 100 feet; thence S02°51'E 100 feet; thence S87°09'W, along a line parallel to the north line of said Section 24, 100 feet; thence N02°51'W 100 feet to the true point of beginning and the last point of this description.*

*SUBJECT TO easements and reservations of record.*

*Together with an easement appurtenant to the afore-described property for the purpose of installing, repairing, maintaining, altering and operating a water line, as well as providing a right of access to the aforesaid property, the said easement being described as follows, to-wit:*

*IN THE COUNTY OF WHITMAN, SATE OF WASHINGTON:*

*An easement thirty (30) feet in width, fifteen (15) feet on each side of the following described center line, located in the Northwest Quarter of Section 24, Township 16 North, Range 43 E.W.M., to-wit: Beginning at the Northwest corner of said Section Twenty-Four (24) and running thence N87°09'E, along the north line of said section Twenty-four (24), 810.75 feet to a point which is also the Easterly most corner of Lot Number twenty two (22) of the Southview Addition to the City of Colfax, Washington, said Point also being the TRUE POINT OF BEGINNING of this description; thence S37°51'E 200 feet to the last point of this description.*

**WHEREAS**, a determination of sufficiency as to the majority owners of the acreage of the property and herein described has been received from the Whitman County Assessor and is determined the City of Colfax is 100% owner of the subject property; and

**WHEREAS**, the City of Colfax Planning Commission voted unanimously in favor of recommending the annexation and accompanying zoning designation R-1 zone to City Council during a public hearing held on February 16<sup>th</sup>, 2016; and

**WHEREAS**, the City Council did conduct a public hearing during its regular meeting on the 21<sup>st</sup> day of March, 2016, due notice of said hearing having been published in the Daily Bulletin, on the city website, and bulletin board inside city hall; and

**WHEREAS**, the process for annexing city-owned property has been followed as required by RCW 35.13; NOW THEREFORE,

THE CITY COUNCIL OF THE CITY OF COLFAX DOES ORDAIN AS FOLLOWS

Section 1: The City Council hereby determines that the taxlot is owned by the City of Colfax and is home to the Upper Southview Water Tank. The land is not embraced within the present city limits. The City Council of the City of Colfax has jurisdiction to annex said property to the City of Colfax.

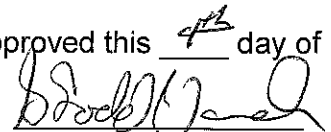
Section 2: The corporate limits of the City of Colfax are hereby extended and increased so as to encompass real property situated in Whitman County, Washington commonly known as the Upper Southview Water Tank and such territory is hereby annexed and declared to be a part of the City of Colfax, subject to its laws and ordinances now and hereafter enforced, including the comprehensive plan and zoning terms, conditions, and provisions to become effective upon annexation and the determination of the particular zone for the property annexed is designated as a R-1 zone, and the permanent zone classification is reserved for further study and determination by the City Council.

Section 3: The Comprehensive Plan is hereby amended to include the annexed property subject to such zones as may now exist, or as hereafter determined, and that such development is in the furtherance of the general welfare, morals, health, and safety of the citizens of the City of Colfax.

Section 4: A certified copy of this Ordinance shall be recorded in both the offices of the Board of County Commissioners and County Auditor, Whitman County, State of Washington.

Section 5: This Ordinance shall be in full force in effect five (5) days after its passage, approval, and publication.

PASSED by the City Council of the City of Colfax, Washington, and approved this 17<sup>th</sup> day of April, 2016.

  
Mayor

ATTEST:

By: Connie Ellis  
City Clerk

APPROVED AS TO FORM:

By:   
City Attorney