

4-10-17
4-17-17

ORDINANCE NO. M-4196

AN ORDINANCE relating to the approval of the Vancouver Mall North annexation pursuant to RCW 35.13.150; establishing the geographic extent, defining the comprehensive plan and land use designations, and determining the assumption of all or any portion of existing city indebtedness; accepting the certified petition supporting annexation; and providing for an effective date for the annexation.

WHEREAS, pursuant to RCW 35.13.005, no city located in a county in which urban growth areas have been designated under RCW 36.70A.110 may annex territory beyond an urban growth area; and,

WHEREAS, pursuant to Chapter 36.70A RCW, the City of Vancouver has an urban growth area designated under the Growth Management Act; and,

WHEREAS, the proposed annexation area is in Vancouver's urban growth boundary, and is contiguous to the City of Vancouver along the northern border generally between Andresen Road and Interstate 205; and,

WHEREAS, the annexation request conforms to the general principles of the interlocal agreement between the City of Vancouver and Clark County, dated December 2007; and,

WHEREAS, pursuant to RCW 35.13.125, the City of Vancouver received signed initiation annexation petitions from property owners of at least 10% of the assessed value of land within the defined annexation area; and,

WHEREAS, pursuant to RCW 35.13.125, on February 13, 2017, Vancouver City Council met with the interested parties, considered public testimony, and approved Resolution M-3924 accepting the annexation request; defining the geographic extent of the proposed annexation; requiring the simultaneous adoption of the comprehensive plan designations; and not requiring assumption of all or any portion of the existing city indebtedness by the area to be annexed; and,

WHEREAS, on February 23, 2017, the City of Vancouver submitted an annexation petition to the Clark County Assessor having the signatures of owners of property within the annexation area owing at least sixty percent of the total assessed value of the area proposed for annexation; and

WHEREAS, pursuant to RCW 35.21.005, on February 28, 2017, the Clark County Assessor certified that the signature represents support from over sixty percent of the total assessed valuation of the area proposed for annexation; and

WHEREAS, the Vancouver City Council held a duly noticed public hearing to consider the proposed annexation and, pursuant to RCW 35.13.150, determined that the annexation should be made.

NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF VANCOUVER:

Section 1. Approval of Annexation: Pursuant to Chapter 35.13 RCW, the annexation of the Van Mall North annexation area to the City of Vancouver is hereby approved. The annexation area is located in Vancouver's unincorporated urban growth boundary, north of the current City limits generally between Andresen Road and Interstate 205. The legal description of the annexation boundary is set forth in Exhibit "A", attached hereto and incorporated herein. A parcel map of such annexing land is set forth in Exhibit "B", attached hereto and incorporated herein.

Section 2. Comprehensive Plan and Zoning Designations: Pursuant to VMC 20.230, and as provided in Resolution M-3924 adopted by the City Council on February 13, 2017, the City designated city comprehensive plan and zoning designations for the annexing land so as to be the most similar to the county designations of such land. Subject to section 3 of this ordinance, the following table sets forth the comprehensive plan and zoning conversions.

County Comp Plan	County Zone	City Comp Plan	City Zone
UL	R1-6	UL	R-9
UL	R1-7.5	UL	R-6
UM	R-12	UH	R-18
UM	R-18	UH	R-18
UM	R-18	P/OS	Park
UM	R-22	UH	R-22
UH	R-30	UH	R-30
C	GC	COM	CG
C	CC	COM	CC
C	NC	COM	CN
I	IL	IND	IL
PF	PF (1)	PF	R-9
PF	PF (2)	PF	CN
PF	PF (3)	PF	R-18
PF	PF (4)	PF	R-22
P/OS	P/WL	P/OS	Park
P/OS	R1-6	UL	R-9
P/OS	R-43	UH	R-35
BPA	R-6	PF	R-9

The comprehensive plan and zoning designations provided for herein are shown on the maps attached hereto and incorporated herein as Exhibits “C” and “D”.

Section 3. As noted in Exhibit “E” there are two areas in which the Clark County Comprehensive Plan designations are inconsistent with the Vancouver Municipal Code annexation conversion Table-20.230.030. These areas shall have the Comprehensive Plan designations shown on the map attached hereto and incorporated herein as Exhibit “E”.

Section 4. Indebtedness: As provided in Resolution M-3924 adopted by the City Council on February 13, 2017, the city will not require the property owners within the annexation boundary to accept any of the existing city indebtedness.

Section 5. Filing with Clark County Council: The City Clerk shall cause a certified copy of this ordinance to be filed with the clerk of the Clark County Council.

Section 7. Effective Date: This ordinance shall become effective August 1, 2017.

Read first time:

PASSED BY THE FOLLOWING VOTE:

Ayes: Councilmembers

Nays: Councilmembers

Absent: Councilmembers

Read second time:

PASSED BY THE FOLLOWING VOTE:

Ayes: Councilmembers

Nays: Councilmembers

Absent: Councilmembers

Signed this _____ day of _____, 2017.

Timothy D. Leavitt, Mayor

Attest:

R. Lloyd Tyler, City Clerk
By: Carrie Lewellen, Deputy City Clerk

Approved as to form:

E. Bronson Potter, City Attorney

SUMMARY

ORDINANCE NO. _____

AN ORDINANCE relating to approval of an annexation pursuant to RCW 35.13.125; establishing the geographic extent, defining the comprehensive plan and land use designations, and determining the assumption of all or any portion of existing city indebtedness; accepting the certified petition supporting annexation; and providing for an effective date for the Van Mall North annexation on August 1, 2017.

The full text of this ordinance will be mailed upon request. Contact Raelyn McJilton, Records Officer at 487-8711, or via www.cityofvancouver.us (Go to City Government and Public Records).