

ORDINANCE NO. 1402

AN ORDINANCE OF THE CITY OF KALAMA, WASHINGTON, PROVIDING FOR THE ANNEXATION OF CERTAIN PROPERTIES KNOWN AS THE PORT – KALAMA RIVER ROAD ANNEXATION TO THE CITY OF KALAMA, CLASSIFYING AND ZONING SAID PROPERTIES AND FIXING THE EFFECTIVE DATE OF THE ANNEXATION AS JUNE 1, 2018

WHEREAS, the City of Kalama received an intent to annex approximately 13.29 acres to the City from the Port of Kalama on October 17, 2017;

WHEREAS, on the 6th day of December, 2017 the City Council of Kalama at a regular meeting determined the City would accept the intent to annex and would require the assumption by the newly annexing area of the existing outstanding indebtedness of the City of Kalama;

WHEREAS, at the December 6, 2017 meeting the City Council determined that said newly annexing territory would be zoned mixed use upon its annexation into the City;

WHEREAS, pursuant to RCW Chapter 35A.14, on December 8, 2017, the applicants for annexation submitted to the City a petition to annex signed by owners of 60 percent or more of the assessed valuation of the following parcels:

Tax Parcel	Approx. Acreage	Owner
608180405	4.88	Port of Kalama
608180411	2.82	Port of Kalama
608180404	5.59	Port of Kalama

(SEE ATTACHED EXHIBIT "A" FOR FULL LEGAL DESCRIPTION)

WHEREAS, the submitted Petition was certified sufficient by the Cowlitz County Assessor's Office on January 8, 2018;

WHEREAS, the City Council fixed the date of the public hearing on the Port – Kalama River Road Annexation Petition for January 17, 2018 to take testimony and consider the annexation;

WHEREAS, at said hearing the City Council determined the annexation must be referred to the Boundary Review Board of Cowlitz County, for review;

WHEREAS, the Intent to Annex was accepted by the Washington State Boundary Review Board of Cowlitz County, accepted for filing on March 7, 2018 beginning the 45-

day review period;

WHEREAS, the City has received notification from the Boundary Review Board that the review period has expired on April 20, 2018 therefore they have deemed the intent to annex approved without modifications as of April 23, 2018.

NOW THEREFORE, the City Council of the City of Kalama do ordain:

Section 1. There has been filed with the City Council of the CITY OF KALAMA an annexation petition signed by owners representing at least 60% of the assessed value, according to the assessed valuation for general taxation of the properties for which annexation was petitioned and said petition set forth the fact that the City Council of the CITY OF KALAMA was required to determine what indebtedness would be assumed by the area to be annexed.

Section 2. That the territory proposed by said petition and approved by the Boundary Review Board to be annexed to said CITY OF KALAMA is situated in the County of Cowlitz, State of Washington, and is contiguous, proximate, and adjacent to the present corporate limits of said city, and is more particularly described in Exhibit "A" attached hereto and shown on the attached map (Exhibit B) and incorporated in full herein by this reference.

Section 3. The territory set forth in Exhibit "A" of this Ordinance, should be and is hereby made a part of the CITY OF KALAMA, and the corporate limits of the CITY OF KALAMA are hereby extended so as to include the property and territory described in Exhibit "A" **with an effective date of June 1, 2018.** That said property be assessed and taxed at the same rate and on the same basis as the property of the CITY OF KALAMA is assessed and taxed to pay for outstanding indebtedness of the CITY OF KALAMA now existing or as hereafter contracted or incurred.

Section 4. That the property described in Exhibit "A" hereto be and the same is hereby classified and zoned as mixed use under KMC Chapter 17.25. The CITY OF KALAMA zoning map and Comprehensive Plan shall be amended to reference the property as so designated herein.

Section 5. Severability. If any section, subsection, paragraph, sentence, clause, or phrase of this ordinance is declared unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining parts of this ordinance.

Section 6. This Ordinance shall take effect five (5) days following its passage and publication in the official newspaper of the CITY OF KALAMA, and the Clerk is hereby directed to cause the same to be so published.

PASSED by the City Council and **APPROVED** by the Mayor at a regular meeting of the City Council held on the 3rd day of May, 2018.

Mayor Mike Reuter

Attest:

Coni McMaster, Clerk/Treasurer

Approved as to form:

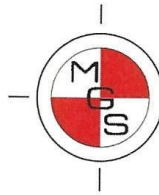
City Attorney

Published: _____
Effective: _____

I hereby certify that this is a true and correct copy of Ordinance 1402 providing for the annexation of certain properties to the City of Kalama as described in Exhibit A. (5 pages)

Clerk/Treasurer or Notary

Date



**MINISTER-GLAESER
SURVEYING INC.**

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(360) 694-3313 (360) 694-8410 FAX
Pasco Office - 6303 Burden Blvd. Suite E, Pasco, Washington 99301
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DEC 08 2017
CITY OF KALAMA

October 19, 2017

EXHIBIT "A"

PERIMETER DESCRIPTION OF EAST PORT PARCEL

A portion of the Calvin Dray Donation Land Claim in a portion of the Southeast quarter of the Southeast quarter of Section 31, Township 7 North, Range 1 West, Willamette Meridian, Cowlitz County, Washington, described as follows:

Commencing at the intersection of the South right-of-way line Kalama River Road and the West line of the "Anna Elizabeth Whiteaker Parcel" as described under Cowlitz County AFN 108962 and as shown in Book 26 of Surveys, Page 86, Cowlitz County Auditor's records;

Thence Westerly along said South right-of-way line along a curve to the right, the long chord of which bears North 84°52'10" West, for a distance of 109.50 feet;

Thence North 84°03'09" West for a distance of 36.50 feet to the Northeast corner of the "Maurice W. Hamer Parcel" as described under Cowlitz County AFN 890705030 and the **TRUE POINT OF BEGINNING**;

Thence continuing North 84°03'09" West, for a distance of 196.81 feet;

Thence along the arc of a 592.94 feet radius curve to the right, through a central angle of 04°33'36", for an arc distance of 47.19 feet to the Northeast corner of Lot 2 for Short Subdivision Number CC-93-053, as recorded in Volume 8 of Short Plats, Page 1, under Cowlitz County AFN 940324019;

Thence continuing along the arc of a 592.94 feet radius curve to the right, through a central angle of 13°51'24" for an arc distance of 143.40 feet;

Thence North 65°38'09" West, for a distance of 20.49 feet to the most Northerly corner of Lot 1 of said Short Plat;

Thence continuing North 65°38'09" West, for a distance of 33.82 feet to the Northwest corner of Parcel "B" of the "Port of Kalama Parcel" as describer under Cowlitz County AFN 3548933, recorded July 27, 2016;

Thence leaving said South right-of-way line South 00°52'51" West, for a distance of 534.92 feet to the Southwest corner of said Parcel "B", and the most Southerly North line of Lot 1 of said Short Plat;

Thence North 87°42'22" West, for a distance of 761.85 feet to the most Westerly Northwest corner of said Lot 1;

Thence South 39°16'00" East along the Southwesterly line of said Lot 1, for a distance of 536 feet more or less to the North bank of the Kalama River;

Thence Easterly following said North bank upstream, for a distance of 850 feet more or less to a point which bears South 01°56'34" West from the **TRUE POINT OF BEGINNING**;

Thence North 01°56'34" East, for a distance of 883 feet more or less, to the **TRUE POINT OF BEGINNING**.

10/19/17

