

## **ORDINANCE NO. 873**

**AN ORDINANCE OF THE CITY OF GIG HARBOR, WASHINGTON, ESTABLISHING ZONING OF PUBLIC INSTITUTIONAL (PI) ON CERTAIN REAL PROPERTY COMMONLY KNOWN AS THE CITY OF GIG HARBOR WATER TREATMENT FACILITY WHICH CONSISTS OF SEVEN (7) PARCELS, “THE BORGEN PROPERTY” WHICH CONSISTS OF THREE (3) PARCELS, AND ONE (1) PARCEL WHICH IS THE FUTURE HOME OF THE GIG HARBOR PENINSULA HISTORICAL SOCIETY.**

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WHEREAS, the City of Gig Harbor purchased the property commonly known as “The Borgen Property” which consists of three parcels zoned Commercial (C-1); and

WHEREAS, the City of Gig Harbor has for some years operated a water treatment plant on or adjacent to seven (7) parcels zoned Single Family Residential (R-1); and

WHEREAS, the Gig Harbor Peninsula Historical Society has purchased one parcel zoned Single Family Residential (R-1) for the purpose of constructing a new museum; and

WHEREAS, the City Council on July 10, 2000 passed Resolution 556 directing the Planning and Building Services Department to explore and pursue avenues by which the City might support the plans for the development of the new Museum at their proposed location; and

WHEREAS, the during work sessions on July 5<sup>th</sup> 2000, October 5, 2000, and November 16, 2000, the Planning Commission considered proposed changes to the municipal code that would acknowledge specific types of museums as public institutions; and

WHEREAS, the Planning Commission on those same dates considered amendment to the zoning map the above described parcels to the Public – Institutional zoning district; and

WHEREAS, the Department of Planning and Building have proposed the appropriate amendment to the land use map in the draft comprehensive plan; and

WHEREAS, the City's SEPA Responsible Official made a determination that the adoption of this Ordinance is categorically exempt under WAC 197-11-800(20); and

WHEREAS, the City Planning Commission held public hearings to consider this Ordinance on October 5, 2000 and November 2, 2000 and recommends that the City Council approve this Ordinance; and

WHEREAS, the City Planning Director forwarded a copy of this Ordinance to the Washington State Department of Trade and Community Development on October 17, 2000 pursuant to RCW 36.70A.106; and NOW, THEREFORE,

WHEREAS, the City Council considered this Ordinance during its regular City Council meeting of February 12, 2001; Now, Therefore,

THE CITY COUNCIL OF THE CITY OF GIG HARBOR, WASHINGTON,  
ORDAINS AS FOLLOWS:

Section 1. The real property known as the location of the Gig Harbor Water Treatment Plant, consisting of seven (7) tax parcels zoned Single Family Residential (R1) (Tax Parcel ID numbers 0221064067, 0221064091, 0221064065, 0221068016, 0221068011, 0221068017, and 0221068009) owned by the City of Gig Harbor, and more particularly described in Exhibit A, attached hereto and fully incorporated herein by this reference, shall be, and it are hereby given, the following zoning classification, Public Institutional (PI). The Director of Planning and Building Services is hereby instructed to effectuate the necessary changes to the Official Zoning Map of the City in accordance with the zoning established by this section.

Section 2. The real property known as the "Borgen Property", consisting of three (3) tax parcels zoned Commercial (C1) (Tax Parcel ID numbers 0221068010, 0221064027, and 4102000011) owned by the City of Gig Harbor, and more particularly described in Exhibit B,

attached hereto and fully incorporated herein by this reference, shall be, and it are hereby given, the following zoning classification, Public Institutional (PI). The Director of Planning and Building Services is hereby instructed to effectuate the necessary changes to the Official Zoning Map of the City in accordance with the zoning established by this section.

Section 3. The real property known as the future location of the Gig Harbor Peninsula Historical Society, consisting of one (1) tax parcel zoned Single Family Residential (R1) (Tax Parcel ID number 0221061060), owned by the Gig Harbor Peninsula Historical Society, and more particularly described in Exhibit C, attached hereto and fully incorporated herein by this reference, shall be, and it are hereby given, the following zoning classification, Public Institutional (PI). The Director of Planning and Building Services is hereby instructed to effectuate the necessary changes

Section 4. Severability. If any section, sentence, clause or phrase of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this ordinance.

Section 5. Effective Date. This ordinance, being an exercise of a power specifically delegated to the City legislative body, is not subject to referendum, and shall take effect (5) days after passage and publication of an approved summary thereof consisting of the title.

PASSED by the Council and approved by the Mayor of the City of Gig Harbor  
this 26th day of February, 2001.

CITY OF GIG HARBOR

\_\_\_\_\_  
GRETCHEN WILBERT, MAYOR

ATTEST/AUTHENTICATED:

By: \_\_\_\_\_  
MOLLY TOWSLEE, CITY CLERK

APPROVED AS TO FORM:  
OFFICE OF THE CITY ATTORNEY:

By: \_\_\_\_\_  
CAROL A. MORRIS

FILED WITH THE CITY CLERK: 2/7/01  
PASSED BY THE CITY COUNCIL: 2/26/01  
PUBLISHED: 3/7/01  
EFFECTIVE DATE: 3/12/01  
ORDINANCE NO. 873

**EXHIBIT A**  
**LEGAL DESCRIPTIONS OF PROPERTY REFERENCED IN SECTION 1 AND**  
**KNOWN AS THE GIG HARBOR WATER TREATMENT PLANT AND CONSISTING**  
**OF SEVEN (7) PARCELS OWNED BY THE CITY OF GIG HARBOR.**

1. 0221064067

THAT PART OF FOLL LY INSIDE TOWN OF GIG HARBOR BEG 788.35 FT N OF SE COR OF NW OF SE TH W 127 FT TH N 375.92 FT TO S LI OF RD TH E ALG RD TO W LI OF STATE RD 14 TH SELY ALG STATE RD 14 TO CENTER OF CREEK TH ALG CREEK TO E LI NW OF SE TH S TO BEG CYD TO TOWN OF GIG HARBOR

2. 0221064091

BEG 1163.87 FT N & 127 FT W OF SE COR OF NW OF SE TH W 184 FT TH SLY PAR WITH E LI OF SD SUBD 275 FT M/L TO S LIMITS OF GIG HARBOR TH E 184 FT TH N PAR WITH E LI OF SD SUBD 275 FT M/L TO BEG

3. 0221064065

THAT PART OF FOLL LY INSIDE TOWN OF GIG HARBOR BEG 330 FT N OF SE COR OF NW OF SE TH N 458.35 FT W 127 FT TH N 100 FT M/L TO S LIMITS OF GIG HARBOR TH W 184 FT TH N PAR WITH E LI OF SD SUBD 275 FT M/L TO S LI OF PRI RD TH W 15 FT TH S 120.5 FT TH W 1004 FT TO W LI OF NW OF SE TH S TO A PT 330 FT N OF SW COR OF SD SUBD TH E TO BEG LESS 2.18 AC T L C T LI INCL EASE FOR RD

4. 0221068016

THAT PART OF FOLL LY OUTSIDE OF TOWN OF GIG HARBOR BEG 788.35 FT N OF SE COR OF NW OF SE TH W 127 FT TH N 375.92 FT TO S LI OF RD TH E ALG RD TO W LI OF STATE RD 14 TH SELY ALG STATE RD 14 TO CENT OF CREEK TH ALG CREEK TO E LI NW OF SE TH S TO BEG

5. 0221068011

LOT 2 OF SHORT PLAT 79-365

6. 0221068017

L 2 OF SHORT PLAT 84-11-28-0295 IN NW OF SE 06-21-02E TOG/W EASE & RESTRICTIONS OF RECORD

7. 0221068009

LOT 1 OF SHORT PLAT 79-365 EXC THAT POR LY NELY OF HARBORVIEW DR EASE OF RECORD

**EXHIBIT B**

**LEGAL DESCRIPTIONS OF PROPERTY REFERENCED IN SECTION 2 AND  
KNOWN AS THE “BORGEN PROPERTY” AND CONSISTING OF THREE (3)  
PARCELS OWNED BY THE CITY OF GIG HARBOR.**

1. 0221068010

LOT 1 OF SHORT PLAT 79-365 EXC THAT POR LY NELY OF HARBORVIEW DR  
EASE OF RECORD

2. 0221064027

THAT PART OF GOVT LOT 2 LY NELY OF STATE RD 14 & NWLY OF BURNHAM  
HUNT CO RD EXC PART FOR RD TO TOWN OF GIG HARBOR

3. 4102000011

POR L 7 B 1 LY NWLY OF HARBORVIEW AVE IN GIG HARBOR EXC POR CYD TO  
TOWN OF GIG HARBOR & EXC COUNTY RDS & STATE HWY EASE OF RECORD  
SEG F 2690

**EXHIBIT C**  
**LEGAL DESCRIPTIONS OF PROPERTY REFERENCED IN SECTION 3 AND**  
**KNOWN AS THE “BORGES PROPERTY” AND CONSISTING OF ONE (1) PARCEL**  
**OWNED BY THE GIG HARBOR PENINSULA HISTORICAL SOCIETY.**

4. 0221061060

BEG 633 FT S OF NE COR OF SW OF NE TH W PAR WITH N LI OF SD SUBD 115 FT TH N 200 FT TH W PAR WITH N LI OF SD SUBD 300 FT M/L TO ELY BDRY LI OF STATE RD # 14 TH SELY ALG SD ELY BDRY LI OF SD STATE RD 800 FT M/L TO A PT WHERE BDRY LI INTER E LI SD SW OF NE TH N ALG E LI SD SW OF NE TO BEG

**SUMMARY OF ORDINANCE NO. 873**  
of the City of Gig Harbor, Washington

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On February 26, 2001, the City Council of the City of Gig Harbor, Washington, approved Ordinance No. 873 the main points of which are summarized by its title as follows:

AN ORDINANCE OF THE CITY OF GIG HARBOR, WASHINGTON, ESTABLISHING ZONING OF PUBLIC INSTITUTIONAL (PI) ON CERTAIN REAL PROPERTY COMMONLY KNOWN AS THE CITY OF GIG HARBOR WATER TREATMENT FACILITY WHICH CONSISTS OF SEVEN (7) PARCELS, "THE BORGES PROPERTY" WHICH CONSISTS OF THREE (3) PARCELS, AND ONE (1) PARCEL WHICH IS THE FUTURE HOME OF THE GIG HARBOR PENINSULA HISTORICAL SOCIETY.

The full text of this Ordinance will be mailed upon request.

APPROVED by the City Council at their meeting of February 26, 2001.

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MOLLY TOWSLEE, CITY CLERK