

ORDINANCE NO. 808

AN ORDINANCE OF THE CITY OF GIG HARBOR, WASHINGTON, ANNEXING CERTAIN REAL PROPERTY COMMONLY KNOWN AS THE FAIRWAY ESTATES ANNEXATION, GIG HARBOR FILE NO. ANX 98-01, PURSUANT TO THE DIRECT PETITION METHOD SET FORTH IN CHAPTER 35A.14 RCW; REQUIRING SAID PROPERTY TO BE ASSESSED AND TAXED AT THE SAME RATE AND BASIS AS THE OTHER PROPERTY WITHIN THE CITY; AND FIXING THE EFFECTIVE DATE OF SAID ANNEXATION.

WHEREAS, a Notice of Intent to Annex 20 acres of property, commonly known as Fairway Estates, more particularly described in Exhibit "A" (Legal Description), attached hereto and incorporated herein, was signed by owners of ten percent (10%) in value, according to assessed valuation for general taxation of the property for which annexation is sought, and was received by the City on July, 1998; and,

WHEREAS, the City Council met with the petitioners/owners within sixty (60) days of receive of said notice of intent to annex; and,

WHEREAS, the City Council authorized circulation of a Petition for Annexation to be signed by owners of not less than sixty percent (60%) in value according to the assessed valuation for general taxation for the property for which annexation is sought, requiring that said property be assessed and taxed at the same rate and basis as other property within the City; and,

WHEREAS, the Petition for Annexation was subsequently received by the City and certified by the Pierce County Assessor on October of 1998 as legally sufficient, and as containing the signatures of not less than sixty percent (60%) in value, according to the assessed valuation for general taxation of the property described in Exhibit "A"; and,

WHEREAS, the property described in Exhibit "A" and proposed to be annexed is contiguous with the City's boundaries, within the City's Urban Growth Area established by Pierce County and included in the Comprehensive Plans of both the County and the City of Gig Harbor; and,

WHEREAS, the City Council held a public hearing on November 23, 1998, to consider the Petition for Annexation, which hearing was held pursuant to proper notice, during

which hearing the Council determined that the proposed annexation was a logical extension of the City's corporate limits; that said property should be annexed to the City; that the property should be required to assume its pro rata share of bonded indebtedness, be assessed and pay taxes at the same rate and on the same basis as other property within the City.

THE CITY COUNCIL OF THE CITY OF GIG HARBOR DO ORDAIN AS FOLLOWS:

Section 1. The real property commonly known as the Fairway Estates, City File No. ANX 98-01, more particularly described in Exhibit "A", should be and is hereby annexed and made a part of the City of Gig Harbor.

Section 2. Pursuant to the terms of the Annexation Petition, all property within the territory annexed hereby shall be assessed and taxed at the same rate and on the same basis as property within the City, including assessments for taxes and payment of any bonds issued or debts contracted prior to or existing as of the date of annexation.

Section 3. Pursuant to Ordinance No 795, the zoning is established as Low Density Residential (R-1).

Section 4. The Gig Harbor City Clerk hereby declares the property described in Exhibit "A", which is the subject of the annexation petition, to be contiguous with the boundaries of the City of Gig Harbor.

Section 5.. 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 6. This ordinance, being an exercise of a power specifically delegated to the City legislative body, is not subject to referendum, and the property shall be deemed annexed to the City upon approval of the Pierce County Boundary Review Board

APPROVED:

MAYOR, GRETCHEN A. WILBERT

ATTEST/AUTHENTICATED:

MOLLY TOWSLEE, CITY CLERK

APPROVED AS TO FORM:
OFFICE OF THE CITY ATTORNEY:

BY _____

FILED WITH THE CITY CLERK: November 19, 1998

PASSED BY THE CITY COUNCIL: December 14, 1998

PUBLISHED: December 23, 1998

EFFECTIVE DATE: Upon approval by the Pierce County Boundary Review Board

ORDINANCE NO. 808

SUMMARY OF ORDINANCE NO. 808

of the City of Gig Harbor, Washington

On the 14th day of December , 1998, the City Council of the City of Gig Harbor, passed Ordinance No. 808. A summary of the content of said ordinance, consisting of the title, provides as follows:

**AN ORDINANCE OF THE CITY OF GIG HARBOR, WASHINGTON,
ANNEXING CERTAIN REAL PROPERTY COMMONLY KNOWN AS THE
FAIRWAY ESTATES ANNEXATION, GIG HARBOR FILE NO. ANX 98-01,
PURSUANT TO THE DIRECT PETITION METHOD SET FORTH IN
CHAPTER 35A.14 RCW; REQUIRING SAID PROPERTY TO BE ASSESSED
AND TAXED AT THE SAME RATE AND BASIS AS THE OTHER
PROPERTY WITHIN THE CITY; AND FIXING THE EFFECTIVE DATE
OF SAID ANNEXATION.**

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

DATED this _____ day of _____, 1998.

CITY CLERK, MOLLY TOWSLEE