

## **ORDINANCE NO. 751**

### **AN ORDINANCE OF THE CITY OF GIG HARBOR, WASHINGTON, ANNEXING CERTAIN REAL PROPERTY KNOWN AS THE WESTSIDE ANNEXATION AREA TO SAID CITY PURSUANT TO THE ELECTION METHOD, PROVIDING FOR THE ASSUMPTION OF INDEBTEDNESS AND FIXING THE EFFECTIVE DATE OF THE ANNEXATION.**

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WHEREAS, on February 25, 1996, the City of Gig Harbor received a notice of intent to annex certain real property commonly known as the Westside Annexation Area, the legal description of which is set forth herein, and

WHEREAS, the notice of intent was signed by the owners of property constituting more than 10% of the total assessed valuation within the area proposed to be annexed, and

WHEREAS, previous owner-initiated annexations of the Westside Annexation Area have proved unsuccessful due to the inability to obtain the requisite number of signatures, and

WHEREAS, after public hearing, the City Council enacted Resolution No. 466 calling for an election, providing for the annexation and assumption of the current bonded indebtedness to the City, and

WHEREAS, said proposed annexation was submitted to and approved by the Pierce County Boundary Review Board on October 8, 1996, and no appeal was taken therefrom, and

WHEREAS, an election was held on February 4, 1997, pursuant to State statute, and

WHEREAS, the election results certifying a sufficient majority to permit annexation of the area and to assume the City's current bonded indebtedness have been received by the City, and

WHEREAS, the City Council finds that the proposed annexation and assumption of indebtedness will have no significant adverse environmental impacts, now, therefore,

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

Section 1). There has been filed with the City Council of the City of Gig Harbor, Washington, certified election results indicating that a sufficient majority of the voters approved the Westside Annexation to the City of Gig Harbor and the assumption of the City's indebtedness. Such annexation has been approved by the Pierce County Boundary Review Board. The City Council finds it to be in the best interest of the citizens of the City of Gig Harbor to annex and does by this ordinance annex the territory which was submitted to the voters as the "Westside Annexation Area." This area is situated in Pierce County, Washington and is contiguous, proximate and adjacent to the present corporate limits of the City. The "Westside Annexation Area" is legally described on Exhibit "A" and graphically shown on Exhibit "B", attached hereto and incorporated herein by this reference.

Section 2). The territory set forth in this ordinance and for which said election results were certified for annexation, should be and is hereby made a part of the City of Gig Harbor. Pursuant to the election title, the area so amended shall be assessed and taxed at the same rate on the same basis as property within the City of Gig Harbor, and the current outstanding indebtedness of the City, including assessments or taxes for payments of any bonds issued prior to or existing at the date of the annexation, shall be levied against the annexed territory.

Section 3). 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 4). This ordinance, being an exercise of a power specifically delegated to the City legislative body, is not subject to referendum, and shall take effect at 12:01 a.m. on March 24, 1997, said date being five (5) days after passage of this ordinance and publication of a summary and legal description of the annexation area.

APPROVED:

\_\_\_\_\_  
MAYOR, GRETCHEN A. WILBERT

ATTEST/AUTHENTICATED:

CITY ADMINISTRATOR, MARK HOPPEN \_\_\_\_\_

APPROVED AS TO FORM:  
OFFICE OF THE CITY ATTORNEY:

BY \_\_\_\_\_

FILED WITH THE CITY CLERK: 2/24/97  
PASSED BY THE CITY COUNCIL: 3/11/97  
PUBLISHED: 3/19/97  
EFFECTIVE DATE: 3/24/97  
ORDINANCE NO. 751

**SUMMARY OF ORDINANCE NO. \_\_\_\_\_**

of the City of Gig Harbor, Washington

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On the \_\_\_\_\_ day of \_\_\_\_\_, 199\_\_, the City Council of the City of Gig Harbor, passed Ordinance No. \_\_\_\_\_. 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 KNOWN AS THE WESTSIDE ANNEXATION AREA TO SAID CITY PURSUANT TO THE ELECTION METHOD, PROVIDING FOR THE ASSUMPTION OF INDEBTEDNESS AND FIXING THE EFFECTIVE DATE OF THE ANNEXATION.

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

DATED this \_\_\_\_\_ day of \_\_\_\_\_, 199\_.

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CITY ADMINISTRATOR, MARK HOPPEN