

CITY OF GIG HARBOR

ORDINANCE NO. 543

AN ORDINANCE OF THE CITY OF GIG HARBOR, WASHINGTON, ANNEXING CERTAIN REAL PROPERTY TO THE CITY OF GIG HARBOR PURSUANT TO THE PETITION METHOD, REQUIRING SUCH PROPERTY TO BE ASSESSED AND TAXED AT THE SAME RATE AND BASIS AS OTHER PROPERTY WITHIN THE CITY WITH THE EXCEPTION OF THE FIRE LEVY, CLASSIFYING AND ZONING SUCH PROPERTY, AND FIXING THE EFFECTIVE DATE OF ANNEXATION.

WHEREAS, the City of Gig Harbor, Washington, received a petition for annexation of certain real property, the legal description of which is set forth below, and

WHEREAS, the City Council of the City of Gig Harbor has determined that the City will require the assumption of existing city indebtedness by the area to be annexed, and

WHEREAS, the City Council fixed the date of December 12, 1988, as the date for public hearing thereon and caused due and proper notice of said hearing to be posted and published as required by law, and

WHEREAS, the Gig Harbor Planning Commission conducted public hearings on the pre-annexation zoning for the proposed annexation area and recommended to the City Council appropriate zoning for the area, and the Gig Harbor City Council conducted hearings on the zoning for the proposed annexation and adopted such zoning, and

WHEREAS, the proposed annexation was submitted to the Pierce County Boundary Review Board on September 29, 1988, and

WHEREAS, the Pierce County Boundary Review Board will conduct a public hearing on the proposed annexation.

NOW, THEREFORE, the City Council of the City of Gig Harbor, Washington, ORDAINS as follows:

Section 1. There has been filed with the City Council of the City of Gig Harbor, a Petition in writing signed by the owners of more than 75% in value, according to the assessed valuation for general taxation of the property for which annexation was petitioned; that said Petition set forth the

fact that the City Council of the City of Gig Harbor required the assumption of City indebtedness by the area requested to be annexed, except the general obligation bonds issued in 1978 to fund construction of a new fire station; that prior to filing of such Petition the City Council had indicated the tentative approval of such annexation; and that Petitioners further understood the city council would require adoption of zoning for the proposed area in substantial compliance with the city's comprehensive plan.

Section 2. Monday, December 12, 1988, was set as a date for public hearing on said Petition; Notice of such hearing was published in the Peninsula Gateway, a newspaper of general circulation in the City of Gig Harbor; Notice of such hearing was also posted in three public places within the territory proposed for annexation; and such Notice specified the time and place of such hearing and invited interested persons to appear and voice approval or disapproval of the annexation.

Section 3. The territory proposed by said Petition to be annexed to said City of Gig Harbor is situated in the County of Pierce in the State of Washington; is contiguous, proximate and adjacent to the present corporate limites of the City, and is more particularly described in Exhibit "A" attached hereto and incorporated in full by this reference.

Section 4. The territory set forth in this ordinance and for which said Petition for Annexation is filed, should be and is hereby made a part of the City of Gig Harbor.

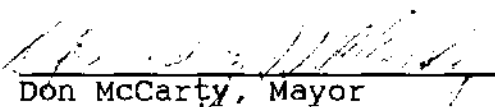
Section 5. Pursuant to the terms of the Annexation Petition, all property within this territory annexed hereby shall be assessed and taxed at the same rate and on the same basis as property within the City, including assessment or taxes in payment of any bonds issued or debts contracted prior to or existing at the date of annexation excluding the general obligation bonds issued in 1978 to fund construction of a new fire station.

Section 6. The property described in Section 3 hereof shall be classified and zoned as "Freeway Commercial", pursuant to the provisions of Ordinance #540, as amended.

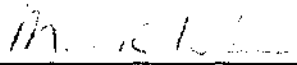
Section 7. The Comprehensive Plan shall be hereby amended to incorporate the provisions of this Ordinance.

Section 8. The area annexed hereby shall become a part of the City of Gig Harbor, and this Ordinance shall take effect and be in force upon favorable determination from the Pierce County Boundary Review Board.

PASSED by the City Council of the City of Gig Harbor,
Washington, and approved by its Mayor at a regular meeting of
the council held on this 12th day of December, 1988.


Don McCarty, Mayor

ATTEST:


Michael R. Wilson
City Administrator/Clerk

Filed with city clerk: 11/24/88
Passed by city council: 12/12/88
Date published: 12/21/88
Date effective: 12/26/88

EXHIBIT "A"

LEGAL DESCRIPTION:

THAT PORTION OF SECTION 17 AND THE NORTH HALF OF SECTION 20, ALL OF TOWNSHIP 21 NORTH, RANGE 2 EAST, W.M. DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE LINE BETWEEN SAID SECTIONS 17 AND 20, SAID POINT BEING EAST OF THEIR COMMON ONE QUARTER CORNER AND ON THE EASTERLY MARGIN ON SR-16; THENCE NORTHERLY, ALONG SAID EASTERLY MARGIN, TO AN INTERSECTION WITH SAID EASTERLY MARGIN AND THE GIG HARBOR CITY LIMITS, AS SAID LIMITS EXIST ON JUNE 1, 1987; AS ANNEXED BY ORDINANCE 277, DATED FEBRUARY 27, 1978; THENCE SOUTHWESTERLY ALONG THE GIG HARBOR CITY LIMITS TO A POINT WHICH IS PERPENDICULAR TO AND 40 FEET EAST OF THE A2 LINE OF SR-16 AT STATION A2 57+00; THENCE WESTERLY ON A LINE THROUGH THIS STATION TO THE EAST RIGHT-OF-WAY LINE OF SR-16 SAID POINT ALSO BEING THE EXISTING CITY LIMITS; THENCE SOUTHWESTERLY AND NORTHWESTERLY ALONG THE EAST RIGHT-OF-WAY OF SR-16 AND EXISTING CITY LIMITS TO A POINT WHICH IS 115 FEET SOUTH OF THE NORTH LINE OF THE SOUTH HALF OF THE SOUTHEAST OF THE NORTHWEST OF SECTION 17; THENCE EAST ALONG THE EXISTING CITY LIMITS OF GIG HARBOR TO THE EAST LINE OF THE TACOMA CUSHMAN TRANSMISSION LINE RIGHT-OF-WAY; THENCE NORTHWESTERLY ALONG SAID EAST LINE AND EXISTING CITY LIMITS TO ITS INTERSECTION WITH THE NORTH LINE OF THE SOUTH HALF OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SECTION 17; THENCE WEST ALONG SAID NORTH LINE TO THE NORTHWEST CORNER OF THE SOUTH HALF OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 17; THENCE SOUTH, ALONG THE WEST LINE OF SAID SOUTH HALF OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER, APPROXIMATELY 660 FEET, TO THE NORTHWEST CORNER OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 17, SAID NORTHWEST CORNER BEING A POINT ON THE CENTERLINE OF 56TH STREET N.W.; THENCE SOUTH, ALONG THE WEST LINE OF SAID NORTHEAST QUARTER OF THE SOUTHWEST QUARTER, APPROXIMATELY 1320 FEET, TO THE NORTHWEST CORNER OF THE LARGE LOT SUBDIVISION NO. 2042, AS RECORDED UNDER AUDITORS FILE NO. 8407300292, RECORDS OF PIERCE COUNTY, WASHINGTON AND THE NORTHEAST CORNER OF PIERCE COUNTY SHORT PLAT NO. 75-3, THENCE WEST, ALONG THE NORTH LINE OF SAID SHORT PLAT NO. 75-3, AND THE NORTH LINE OF A PARCEL WITH PIERCE COUNTY TAX ASSESSORS ACCOUNT NO. 022117-3-050 TO THE NORTHWEST CORNER OF SAID PARCEL; THENCE SOUTH, ALONG THE WEST LINE OF SAID PARCEL, APPROXIMATELY 480 FEET, TO A POINT ON THE NORTH LINE OF A PARCEL WITH PIERCE COUNTY TAX ASSESSORS ACCOUNT NO. 022117-3-049; THENCE WEST, ALONG THE NORTH LINE OF SAID PARCEL, APPROXIMATELY 150 FEET, TO THE NORTHWEST CORNER OF SAID PARCEL; THENCE SOUTH, ALONG THE WEST LINE OF SAID PARCEL, APPROXIMATELY 400 FEET, TO THE SOUTH LINE OF SAID

PARCEL, SAID LINE ALSO BEING THE SOUTH LINE OF THE NORTH 13 ACRES OF THE SOUTH 26 ACRES OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 17; THENCE EAST, ALONG SAID SOUTH LINE APPROXIMATELY 684 FEET, TO THE WEST LINE OF THE SOUTHEAST QUARTER OF SAID SOUTHWEST QUARTER OF SECTION 17; THEN SOUTH, ALONG SAID WEST LINE OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER, APPROXIMATELY 400 FEET, TO THE SOUTHWEST CORNER OF SAID SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 17, SAID POINT ALSO BEING THE NORTHWEST CORNER OF THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 20, SAID POINT ALSO BEING THE NORTHWEST CORNER OF LOT 4 OF A LARGE LOT SUBDIVISION AS RECORDED UNDER AUDITORS FILE NO. 8507190134, RECORDS OF PIERCE COUNTY, WASHINGTON; THENCE SOUTH, ALONG THE WEST LINE OF SAID LOT 4, APPROXIMATELY 704 FEET, TO THE SOUTHWEST CORNER OF SAID LOT 4; THENCE NORTHEASTERLY, ALONG THE SOUTHERLY LINE OF SAID LOT 4, APPROXIMATELY 335 FEET, TO THE SOUTHWEST CORNER OF LOT 5, SAID LARGE LOT SUBDIVISION; THENCE SOUTHEASTERLY, ALONG THE SOUTHERLY LINE OF SAID LOT 5 AND LOT 6, SAID LARGE LOT SUBDIVISION, APPROXIMATELY 394 FEET, TO AN ANGLE POINT ON THE SOUTHERLY LINE OF SAID LOT 6; THENCE SOUTHERLY, ALONG THE WESTERLY LINE OF LOT 1, SAID LARGE LOT SUBDIVISION, APPROXIMATELY 525 FEET, TO THE SOUTHWEST CORNER OF SAID LOT 1, SAID POINT ALSO BEING ON THE SOUTH LINE OF SAID NORTHEAST QUARTER OF THE NORTHWEST QUARTER; THENCE EASTERLY, ALONG SAID SOUTH LINE OF THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER AND ALONG THE SOUTH LINE OF THE NORTH HALF OF THE NORTHEAST QUARTER OF SAID SECTION 20, APPROXIMATELY 2930 FEET, TO THE EASTERLY MARGIN OF SAID SR-16; THENCE NORTHERLY, ALONG SAID EASTERLY MARGIN OF SR-16, APPROXIMATELY 1600 FEET, TO A POINT ON THE LINE BETWEEN SAID SECTIONS 17 AND 20 AND THE POINT OF BEGINNING.