

**CITY OF GIG HARBOR
RESOLUTION NO. 661**

A RESOLUTION OF THE CITY OF GIG HARBOR, RELATING TO ANNEXATION AND ZONING, PROVIDING THE CITY COUNCIL'S ACCEPTANCE OF THE ANNEXATION PETITION FOR APPROXIMATELY 9.8 ACRES OF PROPERTY LOCATED EAST OF PEACOCK HILL AVENUE (ANX 05-910), ADJACENT TO THE CITY LIMITS, WITHIN THE CITY'S URBAN GROWTH AREA, LOCATED IN PIERCE COUNTY, DECLARING THE CITY COUNCIL'S INTENT TO ADOPT PROPOSED ZONING REGULATIONS FOR THE ANNEXATION AREA, AND REFERRING THE PETITION FOR ANNEXATION TO THE BOUNDARY REVIEW BOARD.

WHEREAS, on December 9, 2005, the City of Gig Harbor received a Notice of Intent to Annex approximately 9.8 acres of property located east of Peacock Hill Avenue, adjacent to the existing City limits and within the City's Urban Growth Area (UGA), located in Pierce County; and

WHEREAS, the Notice of Intent was signed by the owners of not less than ten percent (10%) of the acreage of the property; and

WHEREAS, on January 23, 2006, the City Council met with the initiators of the petition voted (Ekberg/Kadzik, 7-0-0) to authorize circulation of the annexation petition subject to certain conditions including adoption of pre-annexation Single-Family Residential (R-1) zoning, requiring that the property owners assume all of the existing indebtedness of the area being annexed, and requiring the submission of a wetland report; and

WHEREAS, on February 1, 2006, a petition for annexation of the property described in Exhibit A and graphically depicted on Exhibit B was received by the City; and

WHEREAS, on February 9, 2006, the Pierce County office of the Assessor-Treasurer certified the signatures on the petition for annexation of the property described in Exhibit A and graphically depicted on Exhibit B; and

WHEREAS, On January 24, 2006, the applicant submitted of a wetland analysis report for the subject property pursuant to GHMC Section 18.08.090; and

WHEREAS, the wetland report and designates a wetland on the property as a Category II Palustrine Forested Broad Leaf Deciduous Seasonally Flooded wetland. The report has been reviewed and determined to be in conformance with the Gig Harbor Municipal Code.

WHEREAS, the property described in Exhibit A and graphically depicted on Exhibit B and proposed to be annexed is within the Urban Growth Area as established by Pierce County and included in the Comprehensive Plans of both the County and the City of Gig Harbor; and

WHEREAS, the City of Gig Harbor Comprehensive Plan, adopted in December, 2004, established the land use map designation for this area as Residential Low, along with pertinent goals and objectives, to guide the development of the annexation area over the next twenty years; and

WHEREAS, the proposed pre-annexation zoning of Single-Family Residential (R-1) being applied to the property described in Exhibit A and graphically depicted on Exhibit B is consistent with the City of Gig Harbor Comprehensive Land Use Plan designation of Residential Low; and

WHEREAS, on March 13, 2006, the City Council, following a public hearing on the annexation petition, voted to declare its intent to authorize and approve the annexation and the proposed pre-annexation Single-Family Residential (R-1) zoning for the area described in Exhibit A and graphically depicted on Exhibit B, subject to Boundary Review Board approval; now, therefore,

THE CITY COUNCIL OF THE CITY OF GIG HARBOR, WASHINGTON, HEREBY RESOLVES AS FOLLOWS:

Section 1. The Gig Harbor City Council hereby declares its intent to authorize and approve the annexation of approximately 9.8 acres of property located east of Peacock Hill Avenue, adjacent to the existing City limits, located in Pierce County, as described in Exhibit A and graphically depicted on Exhibit B, attached hereto, as part of the City of Gig Harbor, contingent upon compliance with the following conditions:

- A. Pursuant to the terms of the annexation petition, the approximately 9.8 acres of property located east of Peacock Hill Avenue, adjacent to the existing City limits, located in Pierce County, as described in Exhibit A and graphically depicted on Exhibit B, 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; and

- B. All property within the area described in Exhibit A and graphically depicted on Exhibit B shall be zoned as Single-Family Residential (R-1), in accordance with the Gig Harbor Municipal Code, Title 17.

Section 2. The Gig Harbor City Clerk hereby declares the property described in Exhibit A and graphically depicted on Exhibit B, which is the subject of the annexation petition, to be contiguous with the boundaries of the City of Gig Harbor.

Section 3. The City Council hereby authorizes the Mayor to submit all necessary documentation to the Pierce County Boundary Review Board in order to gain approval for the annexation provided in this Resolution. The City Council shall not take any further action on the annexation proposal until such time as the Pierce County Boundary Review Board has completed its review of the Notice of Intent to Annex.

RESOLVED by the City Council this 13th day of March 2006.

APPROVED:

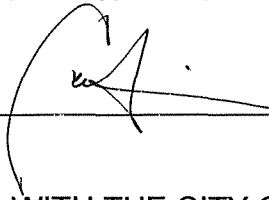

MAYOR, CHARLES L. HUNTER

ATTEST/AUTHENTICATED:


CITY CLERK, MOLLY M. TOWSLEE

APPROVED AS TO FORM;
OFFICE OF THE CITY ATTORNEY:

BY: _____

A handwritten signature in black ink, consisting of a large, stylized 'A' with a horizontal line extending to the right, and a smaller 'e' or similar character to its left. The signature is written over a horizontal line.

FILED WITH THE CITY CLERK: 3-9-06
PASSED BY THE CITY COUNCIL: 3-13-06
RESOLUTION NO. 661

Exhibit A
RESOURCE PROPERTIES ANNEXATION (ANX 05-910)
LEGAL DESCRIPTION

12/01/2005 17:21 FAX 425 827 8577

OTAK Inc.

003/003

EXHIBIT 'A'

LEGAL DESCRIPTION

That portion of Section 32, Township 22 North, Range 2 East, W.M. described as follows:

The South Half of the South Half of the Northwest Quarter of the Southwest Quarter;

Except Peacock Hill Avenue N.W. (Purdy Gig Harbor Road)

Containing an area of 9.877 acres more or less.



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*Accepted BLS
12/27/05*

Exhibit B **RESOURCE PROPERTIES ANNEXATION (ANX 05-910)** **AREA MAP**

12/07/2005 17:21 FAX 425 027 8577

DTAK Inc

002/003

SEC. 32, T22N, R2E, W.M.				
<table border="0"> <tr> <td> DECEMBER 2005 Designed <u>WCI</u> Drawn <u>WCI</u> Checked By <u> </u> Date <u> </u> WRI 105 Repland Rep Data 100 Printed: Washington 06/07 Phone: (425) 621-1148 Fax: (425) 607-9177 </td> <td> EXHIBIT 'A' RP Development Proposed Plot Gig Harbor, Washington CONSOLIDATED PARCELS 0222323134 AND 0222323135 LEGAL DESCRIPTION </td> <td> Project No. <u>30705</u> File No. <u>2 OF 2</u> Sheet No. <u> </u> </td> </tr> </table>		DECEMBER 2005 Designed <u>WCI</u> Drawn <u>WCI</u> Checked By <u> </u> Date <u> </u> WRI 105 Repland Rep Data 100 Printed: Washington 06/07 Phone: (425) 621-1148 Fax: (425) 607-9177	EXHIBIT 'A' RP Development Proposed Plot Gig Harbor, Washington CONSOLIDATED PARCELS 0222323134 AND 0222323135 LEGAL DESCRIPTION	Project No. <u>30705</u> File No. <u>2 OF 2</u> Sheet No. <u> </u>
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