ORDINANCE NO. 13-17

AN ORDINANCE REGARDING THE ANNEXATION OF UNINCORPORATED TERRITORY TO THE CITY OF BATTLE GROUND, WASHINGTON, AND FIXING ITS ZONE FOR LAND USE

WHEREAS, on March 5, 2013 the City of Battle Ground received an initial Notice of Intent to annex approximately 260 acres located West of the current Battle Ground city limits to NE 92nd Avenue and between SR 502 on the South and 239th Street on the North; and,

WHEREAS, on April 15, 2013, the City Council conducted a meeting with the initiating parties as required by RCW 35A.14.120 and accepted the notice of intent to annex, specified that the adopted pre-annexation zoning would apply to the property upon annexation and that the property proposed to be annexed would be subject to any outstanding indebtedness; and,

WHEREAS, a complete and sufficient annexation petition was submitted to the City of Battle Ground on August 16, 2013. The petition was transmitted to the Clark County Assessor. On September 16, 2013 the city received a response from the assessor indicating the petition contained valid signature representing more than the required 60% of the total assessed value; and,

WHEREAS, on October 21, 2013, the City Council held a public hearing on the annexation proposal pursuant to RCW 35A.14.231; and,

WHEREAS, the City Council finds that the proposed annexation is consistent with the Comprehensive Plan and will allow for future orderly growth;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF BATTLE GROUND, WASHINGTON, DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. The property, as set forth in Exhibit "A" and for which the petition for annexation is filed, shall be and is hereby made a part of the City of Battle Ground and annexed thereto.

Section 2. Pursuant to the terms of the annexation petition, all property within this territory to be annexed hereby shall be assessed and taxed at the same rate and on the same basis as the property within the City of Battle Ground, including assessments and taxes or taxes in payment of any bond issued or debts contracted by order existing at the time of annexation.

Section 3. In accordance with RCW 35A.14.330, the annexation area shall be subject to the zoning classifications as set forth in Exhibit "B" and established by the City of Battle Ground Zoning Map adopted by Ordinance No. 07-016 as amended.

Section 4. The City Clerk is hereby directed to file with the Board of County Commissioners of Clark County a certified copy of this ordinance. The City Clerk is further directed to file with the Office of Financial Management a certificate as required by RVW 35A.14.700 within thirty (30) days of the effective date of annexation.

Section 5. This Ordinance shall become effective 30 days from the date of adoption.

ADOPTED AT THE REGULAR SESSION OF THE CITY COUNCIL OF THE CITY OF BATTLE GROUND, WASHINGTON, THIS 4TH DAY OF NOVEMBER, 2013.

CITY OF BATTLE GROUND

Lisa Walters

Lisa Walters, Mayor

Attest:

Kay Kammer

Kay Kammer, City Clerk

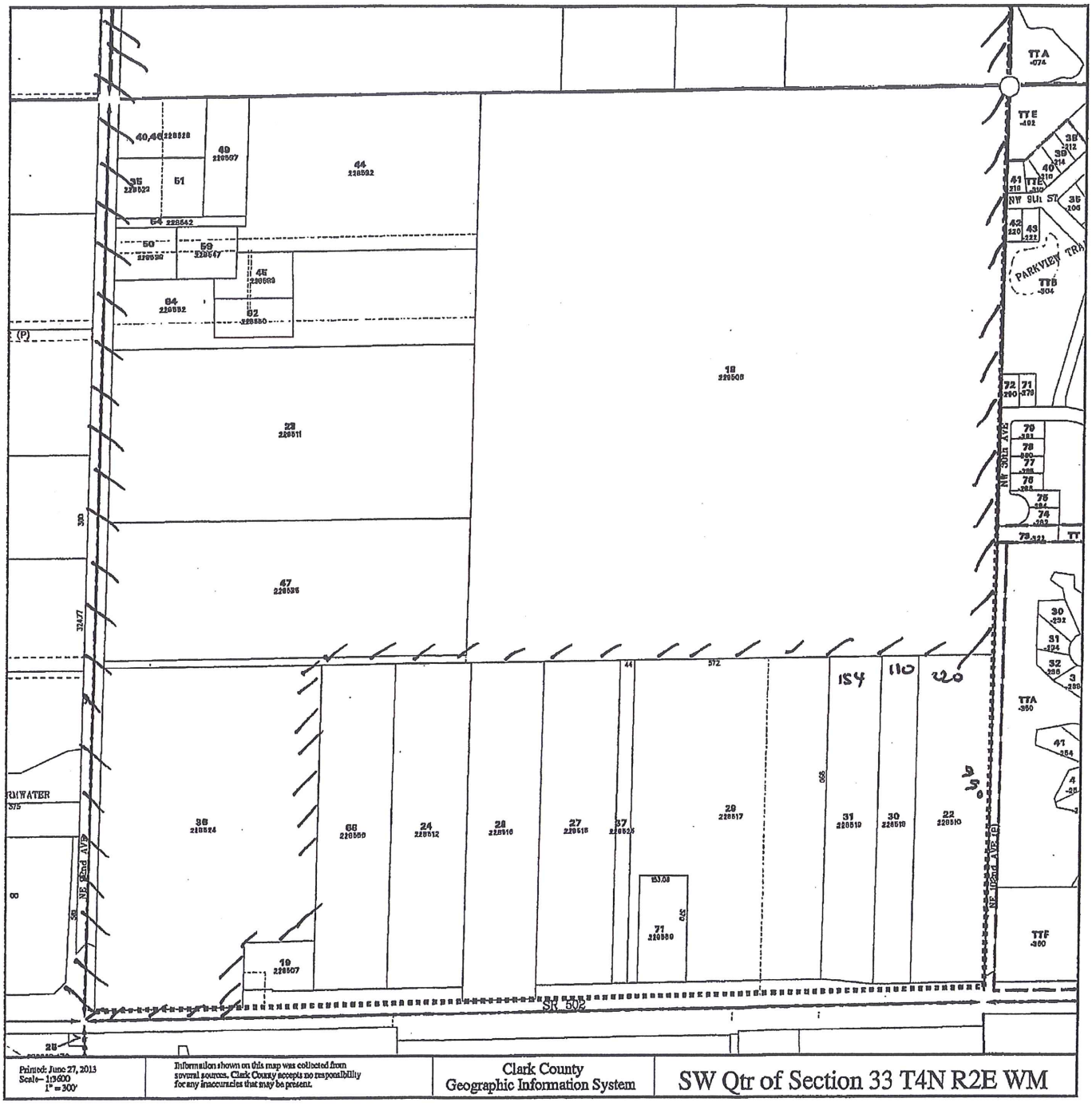
Approved as to form:

Brian H. Wolfe, City Attorney

That portion of the Northwest quarter and the Southwest quarter of Section 33, Township 4 North, Range 2 East of the Willamette Meridian, in Clark County, Washington described as follows:

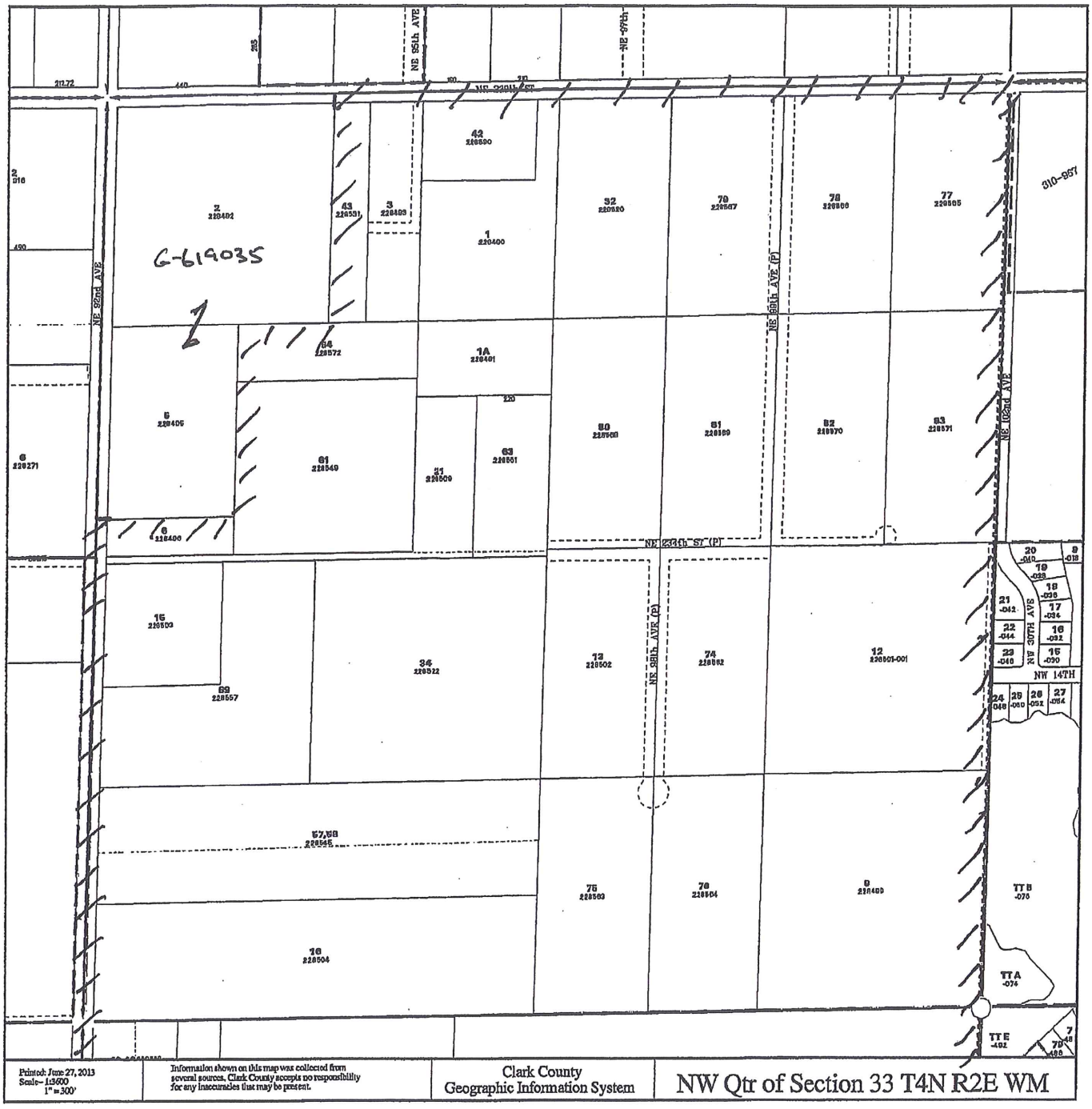
Beginning at a point 110 feet North of the Southwest corner of the Northwest quarter of the Northwest quarter of said Section 33; thence East 396 feet; thence North 550 feet; thence East 264 feet; thence North 660 feet to the North line of said Section 33; thence East 1980 feet to the Northeast corner of said Section 33; thence South along the East line of the Northwest quarter and the Southwest quarter of said Section 33, 4290 feet to the North line of the South 990 feet of the Southwest quarter of said Section 33; thence West along the North line of said South 990 feet, 1980 feet to the Northeast corner of Tract B as conveyed to Donald and Anna Lingel under Auditor's File No. G 259018; thence South along the East line of said Tract B, 782 feet to the most easterly Southeast corner thereof; thence west along the South line of said Tract B, 208 feet to the inner corner thereof; thence South along the East line of said Tract B and it's Southerly extension, 208 feet to the South line of the Southwest quarter of said Section 33; thence West to the Southwest corner of said Section 33; thence North along the West line of the Southwest quarter and the Northwest quarter of said Section 33, 4070 feet to the point of beginning.

Together with all that portion of NE 92nd Ave. and NE 239th Street abutting the above described property.



II SW1/4 Except the S 990 feet

III

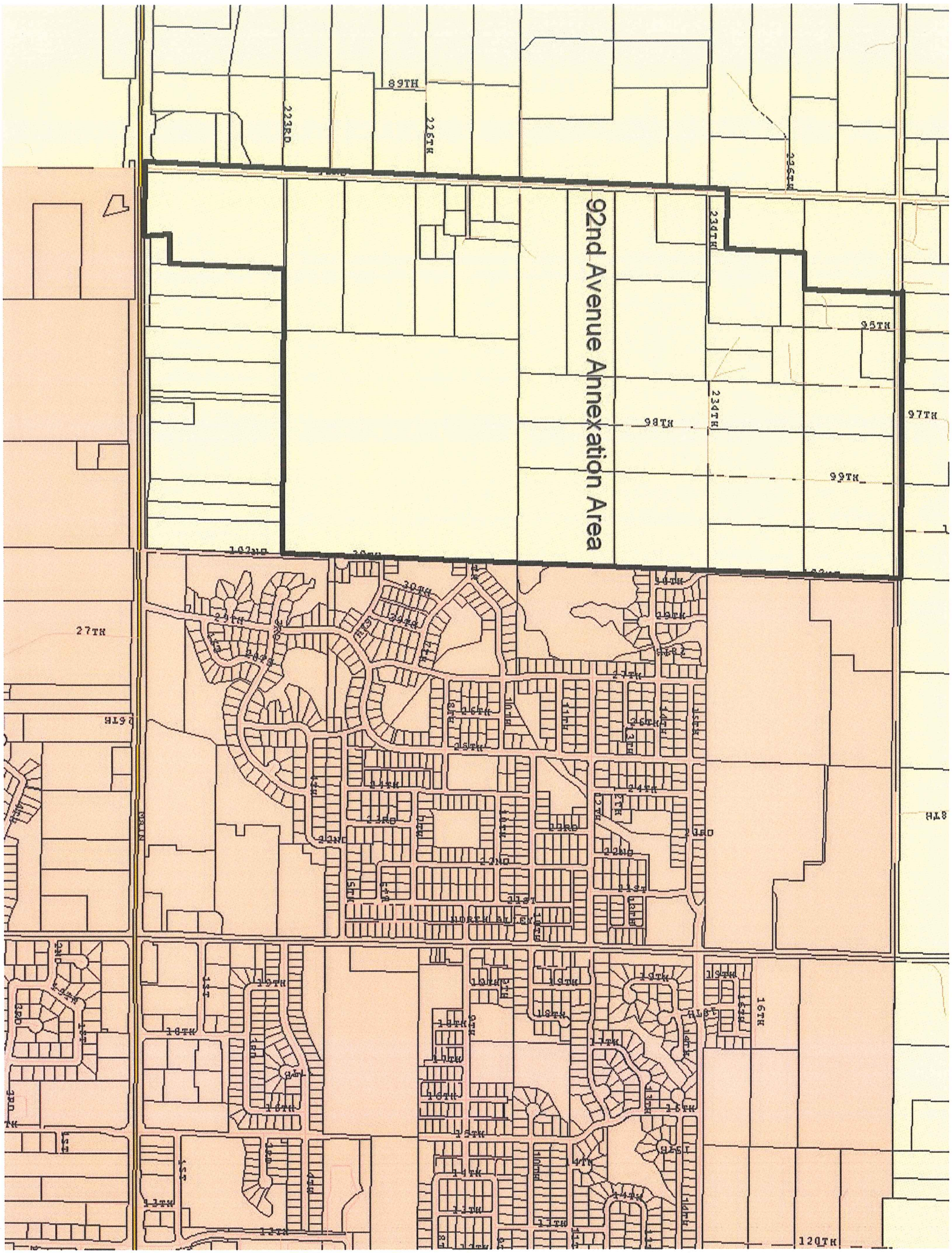


Printed: June 27, 2013
Scale- 1:3600
1" = 300'

Information shown on this map was collected from several sources. Clark County accepts no responsibility for any inaccuracies that may be present.

Clark County
Geographic Information System

NW Qtr of Section 33 T4N R2E WM


92nd Avenue Annexation Area
89TH
223RD
226TH
234TH
95TH
97TH
98TH
99TH
27TH
26TH
25TH
24TH
23RD
22ND
21ST
NORTH ALLEY
19TH
18TH
17TH
16TH
15TH
14TH
13TH
12TH
120TH

NE 84TH AVE
NE 87TH AVE
NE 223RD CIR
NE 89TH PL
NE 236TH CIR
NE 92ND AVE
NE 219TH ST
NE 95TH AVE
NE 98TH CT
NE 99TH AVE
NE 102ND AVE
NE 102ND AVE
SW 27TH AVE
NE 108TH AVE
NW 22ND AVE
NW 21ST AVE
NW 16TH WAY
SW 20TH AVE
NW 20TH AVE
NE 112TH AVE