

AN ORDINANCE OF THE CITY OF OLYMPIA, WASHINGTON, ANNEXING TO THE CITY OF OLYMPIA APPROXIMATELY 19 ACRES, THE COOPER POINT ANNEXATION AREA, SITUATED IN THE SOUTH HALF OF THE SOUTHWEST QUARTER OF SECTION 9, TOWNSHIP 18 NORTH, RANGE 2 WEST, WILLAMETTE MERIDIAN, THURSTON COUNTY, WASHINGTON, LYING CONTIGUOUS TO OLYMPIA CITY LIMITS AND WITHIN THE OLYMPIA URBAN GROWTH AREA.

WHEREAS, the Thurston County Assessor's Office issued a Determination of Sufficiency Petition per the requirements of RCW 35A.14.480 to annex the Property to the City of Olympia, and said city has previously agreed to accept said proposed annexation and likewise determined that the City of Olympia would require the assumption of said annexed area of its fair share of any existing indebtedness of the City of Olympia; and

WHEREAS, a written petition representing over 60% in value according to the assessed valuation of the Property (the Petition) was filed requesting annexation of the Property to the City of Olympia; and

WHEREAS, a date for a public hearing on the Petition was fixed by the City Council of the City of Olympia, and notice of said hearing was published in a newspaper of general circulation in the City of Olympia and was likewise posted in the area proposed to be annexed in the manner required by law, and affidavits of publication and posting of said notice have been filed with the City Clerk; and

WHEREAS, the notice so published and posted provided said hearing be held on October 8, 2013, at 7:00 p.m. in the Council Chambers of Olympia City Hall; and

WHEREAS, said hearing was held in accordance with the provisions of RCW 35A.14.480; the City Council found that the Petition was signed by the parties of the Interlocal Agreement according to the assessed valuation of the property described therein; said area proposed to be annexed is contiguous to the City of Olympia; and the Petition and hearing thereon were in all things regular and notice thereof was given as provided by law.

NOW, THEREFORE, THE OLYMPIA CITY COUNCIL ORDAINS AS FOLLOWS:

Section 1. Annexation. That the property described in the attached Exhibit A and Exhibit B contiguous to the City of Olympia be, and the same is hereby annexed to and made a part of the City of Olympia and is subject to the laws and ordinances now and hereafter in effect; provided, however, that the property within the limits of said annexed area shall be taxed or assessed to pay its share of any bonded indebtedness of the City of Olympia contracted prior to or released from any taxes or assessments levied against it or from any liability for the payment of any outstanding bonds or warrants issued prior to such annexation; provided further, that said property hereby annexed shall be subject to readdressing of existing street names and/or numbers if they are not consistent with either the established City of Olympia "100 Block" Grid Designation or the street naming conventions in Olympia Municipal Code Title 12, Section 48; and provided further, that said property hereby annexed shall be and hereby is given the zoning designation of Single-Family Residential (R4-8).

Section 2. Solid Waste Connection. Pursuant to RCW 35.A.14.900, on the effective date of this Ordinance any franchise or permit theretofore granted to any person, firm or corporation by the State of Washington, or by the governing body of such annexed territory, authorizing or otherwise permitting the

operation of any public utility, including but not limited to, public electric, water, transportation, garbage disposal or other similar public service business or facility within the limits of the annexed territory is cancelled. The holder of any such franchise or permit canceled pursuant to this section and RCW 35A.14.900 is hereby granted a franchise to continue such business within the annexed territory for a term of not less than seven (7) years from the effective date of this Ordinance. The City shall not extend similar or competing services to the annexed territory except upon a proper showing of the inability or refusal of such person, firm or corporation to adequately service said annexed territory at a reasonable price. The City of Olympia intends to assume solid waste collection in the area here annexed in seven (7) years after the effective date of this Ordinance.

Section 3. Effective Date. This Ordinance shall be in effect five days after its passage and publication. Thereafter, the area described herein shall become a part of the City of Olympia.

Section 4. Severability. The provisions of this Ordinance are declared separate and severable. If any provision of this Ordinance or its application to any person or circumstances is held invalid, the remainder of this Ordinance or application of the provision to other persons or circumstances shall be unaffected.

Section 5. Ratification. Any act consistent with the authority and prior to the effective date of this Ordinance is hereby ratified and affirmed.

STEPHEN H. BUXBAUM, MAYOR

ATTEST:

CITY CLERK

APPROVED AS TO FORM:

Darren Nienaber

DEPUTY CITY ATTORNEY

PASSED:

APPROVED:

PUBLISHED:

Date: August 15, 2013
Project: Cooper Point Annexation

EXHIBIT "A"
CITY OF OLYMPIA COOPER POINT ANNEXATION AREA

Cooper Point Annexation Area, situated in the South Half of the Southwest Quarter of Section 9, Township 18 North, Range 2 West, Willamette Meridian, Thurston County, Washington, said Annexation Area is contained and bounded within the following described area:

BEGINNING at the intersection of south right-of-way of 14th Avenue NW (Walnut Road) and the west right-of-way of Cooper Point Road NW;

Thence southerly along the west right-of-way of said Cooper Point Road to the intersection with the South line of the Dickerson Donation Land Claim Number 48;

Thence westerly along said South line to the intersection with the Easterly line of Parcel "L" as shown on Record of Survey recorded under Auditor's File Number 9404210359;

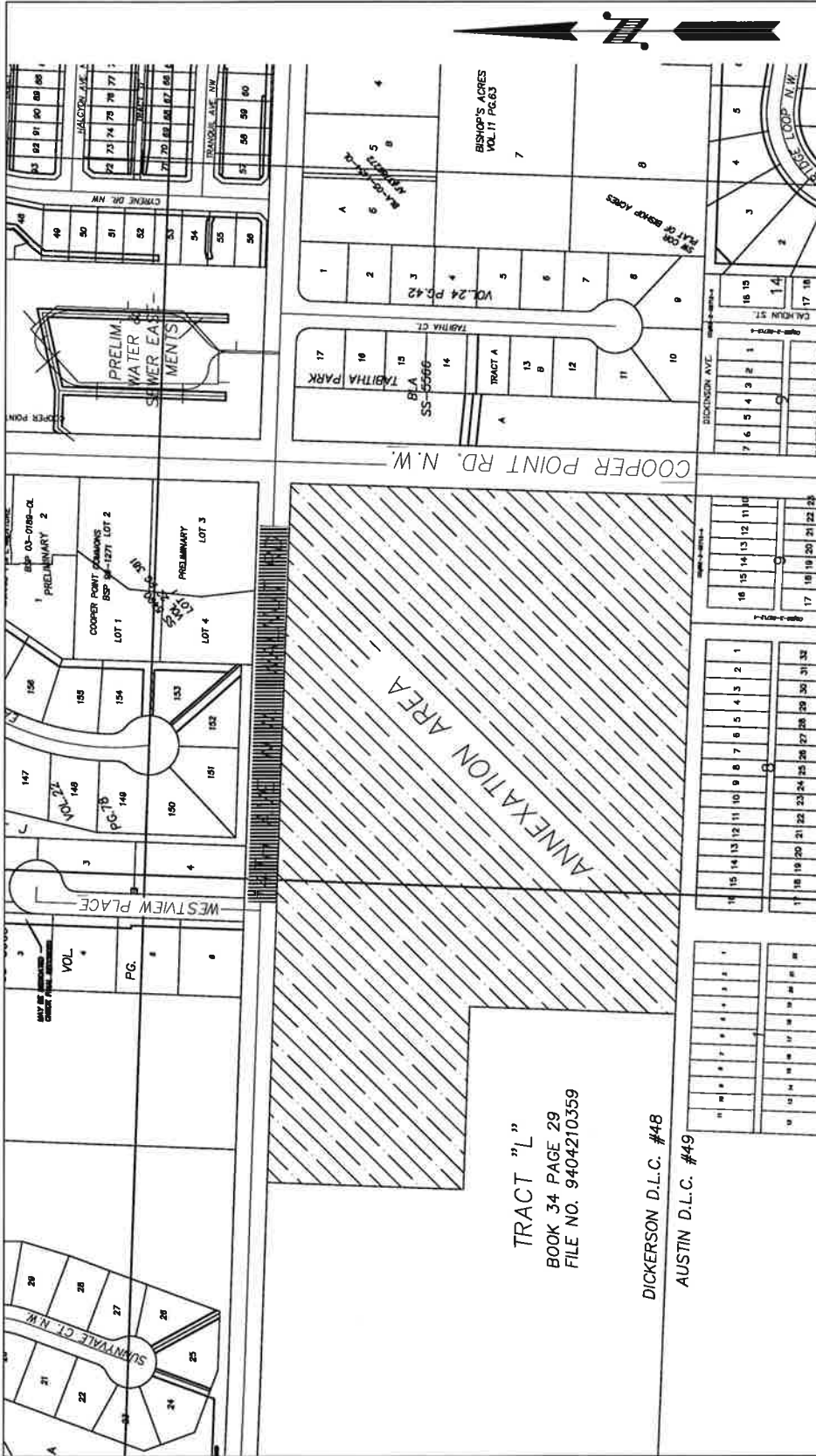
Thence northerly and westerly tracing said Parcel "L" to the intersection with the south right-of-way of said 14th Avenue NW;

Thence easterly along the south right-of-way of said 14th Avenue NW to the **POINT OF BEGINNING**.

Said Annexation Area contains 19.2 acres more or less.



EXHIBIT B



TRACT "L"
 BOOK 34 PAGE 29
 FILE NO. 9404210359

DICKERSON D.L.C. #48
 AUSTIN D.L.C. #49

PROJECT NO.		CITY OF OLYMPIA		DRAWING NAME	
DRAWN	LFC	EXHIBIT "L"		DRAWING NAME	
QC REVIEW	LFC	COOPER POINT & 14TH (WALNUT)		DRAWING NAME	
SCALE	1"=300'	ANNEXATION AREA		DRAWING NAME	
DATE		09/2013		DRAWING NAME	
09/2013		SHEET 1 OF 1		DRAWING NAME	