

ORDINANCE NO. 347

ORDINANCE REGARDING ANNEXATION OF UNINCORPORATED
TERRITORY TO THE TOWN OF YACOLT, WASHINGTON

WHEREAS, a notice of intent to annex has been filed with the Town of Yacolt by Bruce Trengove and Teresa Trengove, husband and wife, which requests the annexation of approximately 10 acres to the Town of Yacolt, Washington; and

WHEREAS, the Yacolt Town Council considered and accepted the Notice of Intent at a regular Town Council meeting on April 19, 1993; and

WHEREAS, the Yacolt Town Council received, reviewed and agreed to entertain a Petition for the described annexation at a regular Town Council meeting on June 7, 1993 and adopted Resolution No. 295 to that effect; and

WHEREAS, pursuant to the Environmental Checklist and Yacolt's ordinance implementing the State Environmental Policy Act, the designated official of the Town of Yacolt has issued a determination of nonsignificance with regard to the proposed annexation; and

WHEREAS, the Town of Yacolt submitted the proposed annexation for review by the Clark County Boundary Review Board which held a public review meeting on August 31, 1993 whereat the Boundary Review Board voted unanimously not to recommend that its jurisdiction be invoked in this case, and no affected agencies or

residents/property owners invoked the jurisdiction of the Boundary Review Board in this matter; and

WHEREAS, the Town Council of the Town of Yacolt has fixed the date of October 4, 1993 at 7:00 p.m., as the date for the public hearing on the proposed Trengove Annexation, and has published notice of such public hearing in one or more issues of a newspaper of general circulation in the Town and posted such notice in three public places within the territory proposed for annexation; and

WHEREAS, it is in the mutual and best interests of both the Town of Yacolt and the citizens within the unincorporated territory for said territory to be annexed to the Town of Yacolt, Washington; and

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF YACOLT, WASHINGTON, AS FOLLOWS:

1. That certain real property located in Clark County, State of Washington, owned by Bruce and Teresa Trengove, husband and wife, which is contiguous to the boundaries of the Town of Yacolt and contains approximately 10 acres, is hereby annexed into the Town of Yacolt, Washington. Said property is located in Clark County, State of Washington, more particularly described in the attached Exhibit "A" and by reference made a part hereof. Attached for illustrative purposes only as Exhibit "B" is a map showing the general location and dimensions of the annexed parcel.

2. The land herein annexed shall be assessed and taxed to pay their portion of existing Town indebtedness of the Town of

Yacolt which has been incurred prior to annexation, including both general indebtedness and bonded indebtedness, and shall be taxed and assessed at the same rate and on the same basis as current residents within the Town.

3. The land herein annexed is hereby designated on the Yacolt Comprehensive Plan as Urban Residential, and designated under the Yacolt Zoning Ordinance and on the Yacolt Zoning Maps as Urban Residential, as defined within the Yacolt Comprehensive Plan and Yacolt Zoning Ordinance.

4. In all ways the annexation has complied with RCW 35.13, et seq., and RCW 36.93 et seq.

5. A certified copy of this Ordinance shall be filed with the Board of Clark County Commissioners and the Clark County Auditor.

6. The provisions of this Ordinance are declared to be separate and severable. The invalidity of any clause, sentence, paragraph, subdivision, section or portion of this Ordinance, or the invalidity of the application thereof to any person or circumstance, shall not affect the validity of the remainder of this Ordinance, or the validity of its application to other persons or circumstances.

7. This Ordinance and the annexation shall take effect immediately upon passage and publication according to law.

ADOPTED AT THE REGULAR SESSION OF THE TOWN COUNCIL OF THE TOWN
OF YACOLT THIS 4th DAY OF OCTOBER, 1993.

TOWN OF YACOLT



PAUL GROOMS, Mayor

Attest:

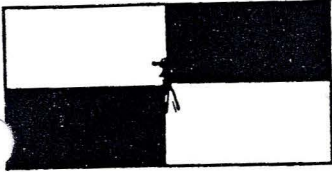


IRENE CHRISTIANSEN, City Clerk

Approved as to form:



MARK B. HANSEN, Town Attorney



HAGEDORN, INC.

Registered Land Surveyors • Oregon Washington California

1924 Broadway, Suite B • Vancouver, WA 98663 • (206) 696-4428 • (503) 283-6778

May 5, 1993

**LEGAL DESCRIPTION
FOR
BRUCE TRENGOVE**

(EXHIBIT "A")

A portion of the Southeast quarter of the Southeast quarter of Section 34, Township 5 North, Range 3 East, Willamette Meridian, Clark County, Washington, described as follows:

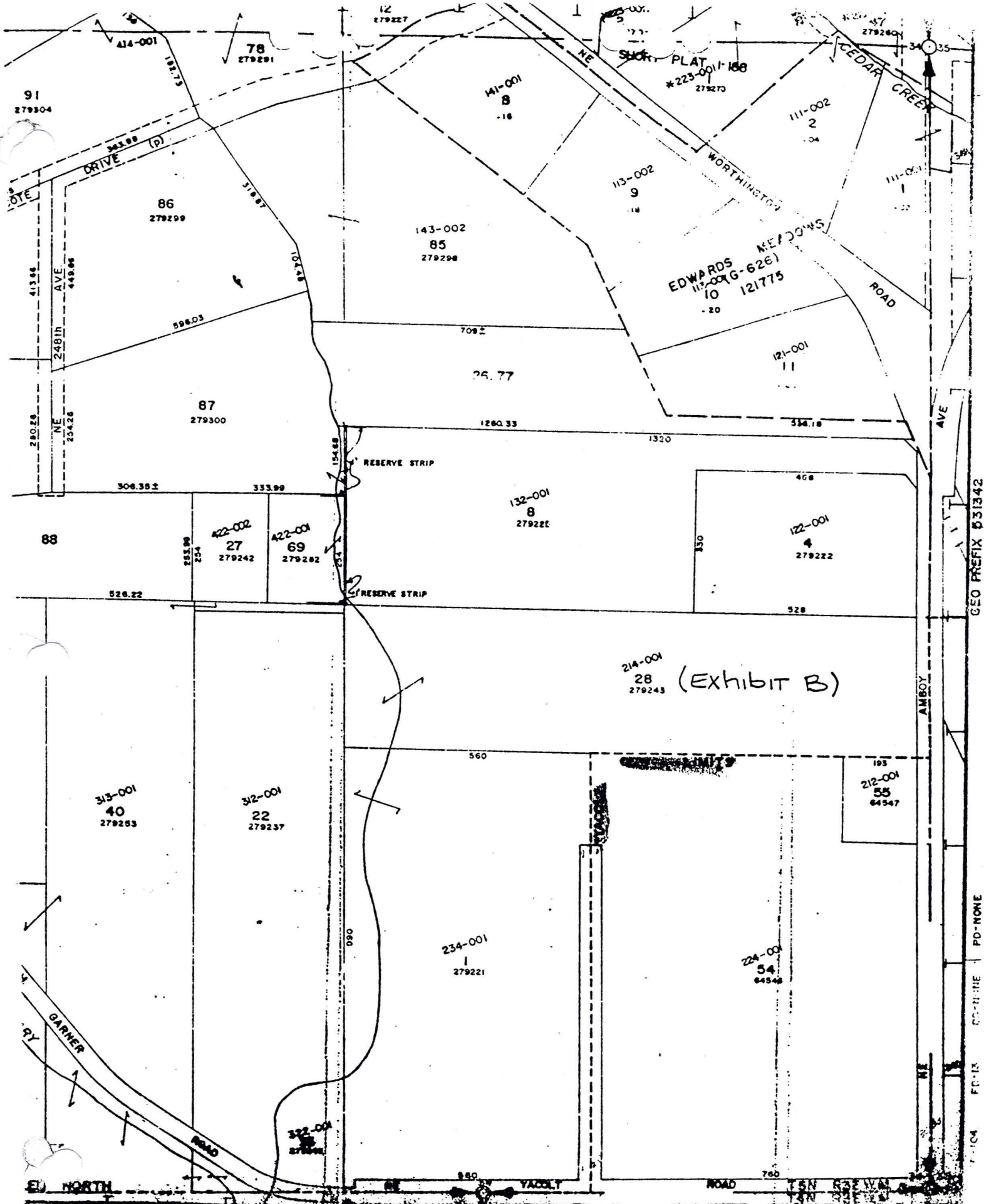
North one half of the North one half of the Southeast quarter of the Southeast quarter of Section 34, Township 5 North, Range 3 East, Willamette Meridian, Clark County, Washington.

SUBJECT TO easements and restrictions of record.

LD/TRENGOVE.RDS



EXHIBIT "A"



GEO PREFIX 631342

FD-NONE
CO-NONE
FR-13

CLARK COUNTY

EXHIBIT "B"


CERTIFICATION

I, the undersigned, Clark of the Town of Yacolt, Washington (herein called the "Town"), DO HEREBY CERTIFY:

1. That the attached ordinance numbered ___ (herein called the "Ordinance"), is a true and correct copy of an ordinance of the Town as finally passed at a meeting of the Council of the Town held on the 4 day of October, 1993, and duly recorded in my office.

2. That said meeting was duly convened and held in all respects in accordance with law, and to the extent required by law, due and proper notice of such meeting was given; that a legal quorum was present throughout the meeting and a legally sufficient number of members of the Council voted in the proper manner for the passage of the Ordinance; that all other requirements and proceedings incident to the proper passage of the Ordinance have been duly fulfilled, carried out and otherwise observed, and that I am authorized to execute this certificate.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the Town this 4 day of October, 1993.



IRENE CHRISTIANSEN, City Clerk

[Town Seal]

(c:\doc\yacolt.26\ordin)