Ordinance No. 3099

An ordinance of the City Council of the City of Kent, Washington, annexing to the city certain lands contiguous thereto, in the vicinity of 208th Street and 92nd Avenue, and more particularly described as set out in the attached Exhibit A, commonly known as the Chestnut Ridge Annexation.

Whereas, in accordance with Chapter 35A.14 RCW, the owners of not less than 60 percent of the assessed valuation for general taxation of certain real property (the "Chestnut Ridge Area"), which is more particularly described hereinafter in this ordinance, filed with the City Council of the City of Kent, Washington, their petition to annex the Chestnut Ridge Area to the City of Kent; and

Whereas, the City determined the Chestnut Ridge Area Annexation Petition to be sufficient in all respects; and

Whereas, in accordance with Chapter 35A.14 RCW various proceedings were had; and

Whereas, notice of intention to annex was filed with the King County Boundary Review Board; and

Whereas, the Boundary Review Board has received no request for jurisdiction and has deemed the Chestnut Ridge Area Annexation approved as a matter of law as of March 29, 1993; and
WHEREAS, the City has published and posted notice of a public hearing on the Chestnut Ridge Area Annexation in accordance with RCW 35A.14.130 so that interested persons could voice their approval or disapproval of the annexation; and

WHEREAS, the City Council of the City of Kent held the public hearing on the Chestnut Ridge Area Annexation in the City Council Chambers at a regularly scheduled meeting of the Kent City Council at 7:00 pm on April 6, 1993; and

WHEREAS, it appears to the City of Kent that the Chestnut Ridge Area Annexation meets all requirements specified by law, to and including consideration of the passage of this ordinance, and that the land to be annexed is contiguous to the City of Kent and has not heretofore been incorporated in or as a city or town; NOW, THEREFORE,

THE CITY COUNCIL OF THE CITY OF KENT, WASHINGTON DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. That there shall be annexed to the City of Kent, Washington the property situated in the County of King, State of Washington; which property is legally described in Exhibit A attached hereto and incorporated by reference having boundaries as outlined in the map attached hereto as Exhibit B and incorporated by reference.

Section 2. That, in accordance with the Chestnut Ridge Area property owner's petition, the property hereby annexed shall be assessed and taxed at the same rate and on the same basis as other property within the City of Kent is assessed and
taxed to pay for any outstanding general indebtedness of the City to which the area was annexed and which indebtedness has been approved by the voters, contracted for, or incurred prior to, or existing at the effective date of this annexation.

Section 3. The property annexed shall be subject to the City of Kent's existing zoning regulations, specifically those regulations that apply to newly annexed territory as set forth in Kent City Code 15.03.020(E).

Section 4. That the annexation of said property will become effective upon the effective date of this Ordinance, and said property shall become a part of the City of Kent, subject to all the laws and ordinances of the City then and thereafter in effect except as otherwise provided by law.

Section 5. Within thirty (30) days from the passage, approval and publication of this Ordinance as provided by law, the City Clerk of the City of Kent shall under the direction of the Mayor of the City of Kent determine the resident population of the annexed territory which population determination shall consist of an actual enumeration of the population which shall be made in accordance with the practices and policies and subject to approval of the Planning and Community Affairs Agency of the State of Washington and which population shall be determined as of the effective date of annexation as specified in this Ordinance.

Section 6. Within thirty (30) days after the effective date of the annexation referred to in this Ordinance, the City Clerk of the City of Kent, pursuant to RCW 35A.14.700,
shall prepare a certificate signed by the Mayor and attested by the City Clerk in such form and containing such information as shall be prescribed by the Office of Financial Management of the State of Washington and the City Clerk shall thereafter submit said certificate in triplicate to the Office of Financial Management of the State of Washington, along with the population determination of the annexed territory.

Section 7. Upon passage of this annexation ordinance, the City Clerk of the City of Kent, pursuant to RCW 35A.14.140, shall send to the Office of the Clerk of the County Council a certified copy of this ordinance together with a copy of a letter from the Executive Secretary of the King County Boundary Review Board which letter contains a copy of the decision of the Boundary Review Board relating to this annexation.

Section 8. Severability. If any section, sentence, clause or phrase of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this ordinance.

Section 9. Effective Date. This ordinance shall take effect and be in force thirty (30) days from and after its passage, approval and publication as provided by law.

DAN KELLEHER, MAYOR
ATTEST:

Brenda Jacober
BRENDA JACOBER, CITY CLERK

APPROVED AS TO FORM:

Roger A. Lubovich, CITY ATTORNEY

PASSED 6th day of April, 1993.
APPROVED 7th day of April, 1993.
PUBLISHED 9th day of April, 1993.

I hereby certify that this is a true copy of Ordinance No. 3099, passed by the City Council of the City of Kent, Washington, and approved by the Mayor of the City of Kent as hereon indicated.

Brenda Jacober
BRENDA JACOBER, CITY CLERK

CHESKIDGE.ORD

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Beginning at the north quarter corner of Section 7, Township 22 North, Range 5 East, W.M., thence south along the center line of said section 7 to the south margin of South 212th Street, thence easterly along said margin to the east line of the west half of the southwest quarter of the northeast quarter of said section 7, thence northerly along said east line to the north margin of South 212th Way, thence northeasterly and easterly along the northerly margins of South 212th Way and South 208th Street to the west margin of 100th Avenue Southeast, thence northerly along said west margin to the south margin of South 200th Street, thence westerly along said south margin to the west margin of 92nd Avenue South, thence southerly along said west margin to the north line of said section 7, thence easterly along said line 30 feet to the north quarter corner of said section 7 and the point of beginning.
PROPOSED ANNEXATION

186.66 ACRES

NOTE: PROPERTY LINES SHOWN ARE APPROXIMATE

EXISTING CITY LIMITS SHOWN AS SHADED AREA

EXHIBIT B