ORDINANCE NO. 3171

AN ORDINANCE of the City Council of the City of Kent, Washington, annexing to the City certain contiguous lands, comprising approximately 608.5 acres generally bounded on the north by S.E. 264th St. and the Kent-Kangley Road (S.R. 516), on the east by the extension of 120th Ave. S.E., on the south by the extension of S.E. 280th St., and on the west by the Green River, and more particularly described as set out in the attached Exhibits A and B, and commonly known as the Ramstead/East Hill 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 "Ramstead/East Hill Annexation" area, which is more particularly described in Exhibit A to this ordinance, filed with the Kent City Council their petition to annex the Ramstead/East Hill Annexation area to the City of Kent; and

WHEREAS, the City determined the Ramstead/East Hill Annexation area annexation petition to be sufficient in all respects; and

WHEREAS, in accordance with Chapter 35A.14 RCW various proceedings were had, specifically including environmental review under the State Environmental Policy Act, wherein a Determination of Nonsignificance was issued; and

WHEREAS, a Notice of Intention to annex was filed with the King County Boundary Review Board ("BRB"); and
WHEREAS, jurisdiction was not invoked for review by the BRB, and the BRB has deemed the proposed Ramstead/East Hill Annexation approved as of May 12, 1994; and

WHEREAS, the City has published and posted notice of a public hearing on the proposed Ramstead/East Hill 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 Ramstead/East Hill Annexation in the City Council Chambers at a regularly scheduled meeting of the Kent City Council at 7:00 p.m. on June 21, 1994; and

WHEREAS, it appears to the City of Kent that the Ramstead/East Hill 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. The foregoing recitals are by this reference incorporated herein and made a part hereof.

Section 2. There shall be annexed to the City of Kent, Washington certain property situated in King County, Washington, which property is legally described in Exhibit A attached hereto and incorporated by this reference, and having the boundaries
indicated in the map attached hereto as Exhibit B and incorporated by this reference.

Section 3. That, in accordance with the Ramstead/East Hill annexation 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 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 effective date 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 that shall be made in accordance with the practices and policies and subject to approval of the State of Washington's Office of Financial Management and which population shall be determined as of the effective date of this 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 State Office of Financial Management, and the City Clerk shall thereafter submit said certificate in triplicate to the Office of Financial Management together 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 that declares the BRB's decision relating to this annexation (Exhibit C).

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 commencing July 1, 1994, which date is more than five (5) days from and after the date of passage of this ordinance.

JIM WHITE, MAYOR

ATTEST:
I hereby certify that this is a true copy of Ordinance No. 3171, 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 (SEAL)
BRENDA JACOBER, CITY CLERK
Legal description

Those portions of Sections 28, 29, 31 and 32 all in Township 22 North, Range 5 East, W.M., in King County, Washington; including any recorded plats and unrecorded plats and any Rights of Way lying therein; described as follows:

The south half of Section 29, Township 22 North, Range 5 East, W.M., in King County, Washington, EXCEPT those portions lying within Kent City Limits established under Ordinances 1891, 2728 and Ordinance 2144; AND ALSO the southeast quarter of the northeast quarter of Section 29, Township 22 North, Range 5 East, W.M., in King County, Washington, lying southerly of Kent City Limits established under Ordinance 1529; AND ALSO that portion of the southwest quarter of the northwest quarter of Section 28, Township 22 North, Range 5 East, W.M., in King County, Washington, EXCEPT that portion lying northeasterly of the southwest margin of Kent-Kangley Highway; AND ALSO the north half of the northwest quarter of the southwest quarter of Section 28, Township 22 North, Range 5 East, W.M., in King County, Washington, EXCEPT the east 30 feet thereof being right-of-way for 108th Avenue SE; AND ALSO that portion of the southeast quarter of the northeast quarter of Section 32, Township 22 North, Range 5 East, W.M., in King County, Washington described as follows:

Beginning at the southeast corner of said northeast quarter; thence North 88°56'40" West 1302.73 feet to the west line of the east half of said northeast quarter and the True Point of Beginning; thence North 01°48'05" East along said subdivision a distance of 1141.94 feet; thence South 88°46'16" East a distance of 296.15 feet; thence South 06°54'56" West a distance of 92.80 feet; thence South 19°42'46" West a distance of 168.51 feet; thence South 26°38'02" West a distance of 145.59 feet; thence South 19°45'29" West a distance of 363.39 feet; thence South 47°43'40" West a distance of 87.51 feet; thence South 01°48'05" West a distance of 140.50 feet; thence South 05°16'12" East a distance of 107.08 feet; thence South 08°50'42" West a distance of 107.50 feet to the True Point of Beginning; EXCEPT the south 30 feet thereof; AND ALSO those portions of the northeast quarter of Section 31, Township 22 North, Range 5 East, W.M., in King County, Washington, described as follows:

Beginning at the southeast corner of said subdivision; said point being the True Point of Beginning; thence North 03°44'08" East along the east line of said subdivision a distance of 1479.60 feet; thence North 55°34'34" West a distance of 253.21 feet; thence South 85°40'10" West a distance of 513.91 feet to the easterly margin of Green River Road South; thence southwesterly along a line perpendicular to said easterly margin to its intersection with the thread of the Green River; thence southeasterly along said thread of the Green River to the City limits of Auburn as established by Ordinance 2511; thence continuing southerly along the thread of the Green River and said City limits to the south line of said northeast quarter of Section 31; thence east along said south line to the True Point of Beginning; AND ALSO Lots 2, 3 and 4 of King County Short Plat #SP1078096R, recorded under King County Recording #8011070874;
AND ALSO Lots 1, 2 and 3 of King County Short Plat #SP279079R, recorded under King County Recording #8011070875, said short plats lying within the southwest quarter of Section 32, Township 22 North, Range 5 East, W.M., in King County, Washington.
RAMSTEAD/EAST HILL ANNEXATION

EXHIBIT B
May 16, 1994

TO: THE HONORABLE CITY COUNCIL
    CITY OF KENT

FROM: ALDA H. WILKINSON, Executive Secretary

IN RE: CLOSING LETTER
    FILE NO. 1858 - CITY OF KENT - RAMSTEAD ANNEXATION

You have been advised that the above file was filed effective March 17, 1994.

The Board has received no request for review as specified in RCW 36.93. Therefore, the 45-day filing period having elapsed, this notice is hereby deemed approved as of May 12, 1994. Sewer and water district proposals and some other actions are also subject to approval by the County Council. If there are changes by the Council, the Board may be required to hold a public hearing at that time.

In order for the proposed action to be finalized, it is necessary that you complete the other statutory requirements or procedures specified in your Notice of Intention. Where required, please file one certified copy of your final resolution or ordinance accomplishing this action with the Council Administration, Room 402 King County Courthouse, Seattle, Washington 98104, ATTN: Ms. Donna Dimof, together with a copy of this letter.

AHW/jc

CC: Council Administration, ATTN: Donna Dimof
    Craig Larsen, Acting Director, Parks, Planning & Resources Department,
    ATTN: Jim Reid, Manager, Planning Division
    K.C. Department of Public Works, ATTN: William Vlcek
    K.C. Department of Assessments, ATTN: Diane Murdock
    Manager, Division of Records and Elections,
    ATTN: Bob Bruce, Elections Superintendent
    King County "911" Program

EXHIBIT C