

Chg # 3 for '83 taxes

#321

ORDINANCE No. ~~428~~

430

AN ORDINANCE annexing an unincorporated area to the City of Battle Ground, Washington, and making the same a part thereof upon the petition of property owners, and requiring said area to bear any existing City indebtedness.

WHEREAS, on October 25, 1980, the City Council of the City of Battle Ground was presented with a Notice of Intent to Annex the following-described area by the petition method by El Shabral, Inc., said area being situate in Clark County, Washington:

The South half of the North half of the Southwest quarter of Section 34, Township 4 North, Range 2 East of the Willamette Meridian;
SUBJECT TO access rights per RD 628694;
INCLUDING all of State Highway 503 on the East, and all of NE 112th Avenue on the West, as said roads are adjacent thereto.

At said time the City Council of the City of Battle Ground determined that a Petition for Annexation of the above-described area would be accepted provided that said area would bear any existing general obligations or indebtedness owed by the City of Battle Ground, and further provided that the City would require the simultaneous adoption of a proposed zoning regulation upon annexation.

WHEREAS, a Petition for Annexation requesting the City of Battle Ground City Council to annex the above-described property was received by the City of Battle Ground on October 25, 1980 and the Petition was duly signed by the owners of more than 75 per cent in value, according to the assessed value for general taxation of said area, and the City Council of the City of Battle Ground, pursuant to RCW 35A.14.160, and RCW 36.93.090 caused to be filed a Notice of Intention to Annex with the Clark County Boundary Review Board on March 3, 1981. On April 8, 1981, the City was advised by the Chief Clerk of the Boundary Review Board that the Board had voted to waive jurisdiction over said annexation and authorized the City Council to proceed with annexation, on May 5, 1981.

LAW OFFICES OF
EARL W. JACKSON
BATTLE GROUND, WASHINGTON 98604
(206) 687-7106
es:

WHEREAS, the City Council fixed a date for public hearing upon the annexation and caused notice of hearing to be published and posted as required by law under RCW 35A.14.130, and public hearing was had before the City Council on June 1, 1981, where proponents and opponents were heard and the hearing was closed.

WHEREAS, the Environmental Affairs Committee of the City of Battle Ground determined that annexation of said area together with zoning thereof would not constitute a major action which would significantly adversely affect the quality of the environment, and the Mayor of the City of Battle Ground on January 22, 1981 made a Declaration of Non-significance for said area; now, therefore,

**THE CITY COUNCIL OF THE CITY OF BATTLE GROUND, WASHINGTON, DO
ORDAIN AS FOLLOWS:**

I.

That the following FINDINGS OF FACT are hereby made:

(a) That after consideration of the land use in the following-described area, the City of Battle Ground Comprehensive Plan, the per capita assessed valuation, the availability of municipal services, and the probable future need for such services, the annexation of the following-described property would be in the public interest and for the public welfare.

(b) That this annexation is not an action which significantly adversely affects the quality of the environment.

II.

That the following-described tract of land be, and the same is hereby annexed to the City of Battle Ground and made a part thereof:

The South half of the North half of the Southwest quarter of Section 34, Township 4 North, Range 2 East of the Willamette Meridian;

SUBJECT TO access rights per RD 628694;

INCLUDING all of State Highway 503 on the East, and all of NE 112th Avenue on the West, as said roads are adjacent thereto.

This annexation shall become effective June 15, 1981. That all real

property within the area shall be assessed and taxed at the same rate and on the same basis as property now inside the City of Battle Ground is assessed and taxed to pay for any outstanding indebtedness of the City of Battle Ground existing on June 15, 1981.

III.

The City Clerk is hereby directed to file with the Board of County Commissioners of Clark County, Washington, 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 RCW 35A.14.700 within thirty days of the effective date of annexation.

PASSED BY THE COUNCIL AND APPROVED BY THE MAYOR this 1 day of June, 1981.

SIGNED: Ernest A. Eaton
Mayor

ATTEST: [Signature]
Clerk

AYES: Howard, Kooker, DeShirley, Lahmann, Miller, Brothers

NAYS: None

ABSENT: Van Holt

ABSTAIN: None

Approved as to form:

[Signature]
City Attorney



Clark County

**PUBLIC WORKS
DEPARTMENT**

1408 Franklin St.
P.O. Box 5000
Vancouver, WA 98668

(206) 699-2376

RECEIVED
MAR 17 1981
Clark County Assessor

March 17, 1981

TO: Dale Himes, Chief Clerk
Boundary Review Board

FROM: Martin Plamondon II *MWP*
Mapping

REGARDING: BRB File #4-81 (City of Battle Ground-
Shabral Inc.)

We have checked the legal description and map provided for the proposed City of Battle Ground annexation (BRB File #4-81), and find it to be correct and acceptable to the best of our knowledge.

c.c..Mary Ann Boyer, Land Registrar/Clark Co. Assessor
Pat Masters, Clark County Elections
Debbie McElroy, Agenda Clerk/Board of County
Commissioners