

ORDINANCE NO. 1153

AN ORDINANCE OF THE CITY OF CASHMERE, WASHINGTON, ANNEXING CERTAIN REAL PROPERTIES OUTSIDE THE LIMITS OF THE CITY FOR MUNICIPAL PURPOSES PURSUANT TO RCW 35A.14.300.

The City Council of the City of Cashmere, Washington, do ordain as follows:

Section 1. The real property owned by the City of Cashmere legally described on Exhibit "A" attached hereto, and as generally described on the map A-1 attached hereto and incorporated herein is hereby annexed and shall be part of the City of Cashmere, Washington for the municipal purpose of operating municipal wastewater sewer lagoons and related facilities.

Section 2. The real property owned by the City of Cashmere legally described on Exhibit "B" attached hereto, and as generally described on the map B-1 attached hereto and incorporated herein is hereby annexed and shall be part of the City of Cashmere, Washington for the municipal purpose of the Cashmere Cemetery operations.

Section 3. The real property owned by the City of Cashmere legally described on Exhibit "C" attached hereto, and as generally described on the map C-1 attached hereto and incorporated herein is hereby annexed and shall be part of the City of Cashmere, Washington for the municipal purpose of River Street rights-of-way and public works storage operations. .

Passed by the City Council of the City of Cashmere, Washington, and approved by the Mayor at an open public meeting on this 14th day of September, 2009.

CITY OF CASHMERE

By: Gordon K. Irle
Gordon K. Irle, Mayor

Attest:
Kay Jones
Kay Jones, City Clerk/Treasurer

Approved as to form:

By: Terrence M. McCauley
Terrence M. McCauley, City Attorney

Ordinance No: 1153
Passed by the City Council: September 14, 2009
Published in the Cashmere Valley Record: September 23, 2009
Effective date: September 28, 2009

RECEIVED
MUNICIPAL MANAGEMENT
2016 JUN 23 AM 9:40
STATE OF WASHINGTON
UTILITY AND TRANSPORTATION
COMMISSION

EXHIBIT A

That portion of NW1/4 of the SW1/4; the SW1/4 of the SW1/4; the SE1/4 of the SW1/4 Section 3, the SE1/4 of the NE1/4; NE1/4 of the SE1/4; the SE1/4 of the SE1/4 Section 4, the NW1/4 of the NW1/4; the NE1/4 of the NW1/4 Section 10, Township 23 North Range 19 East, W.M., Chelan County Washington, lying southerly of Line "A" and northerly of a line drawn perpendicular to STA. 10020+00 Burlington Northern Santa Fe Railroad's centerline. Lying easterly of Lots 1 and 2 Boundary Line Adjustment recorded Auditor's File Number 228346 records of said county; and lying southerly and westerly of the ordinary high water line, Wenatchee River's East (left) Bank; and lying northeasterly of Burlington Northern Santa Fe Railroad Company's right of way.

Line "A" more particularly described as follows: Commencing at the northeast corner Lot 1 Boundary Line Adjustment recorded Auditor's File Number 228346 records of said county, thence S65°51'21"E along the South line Parkhill St., extended to the Ordinary High Water line, West (right) Bank, Wenatchee River; thence northeasterly and perpendicular to the Ordinary High Water line, said West Bank to the Ordinary High Water line, East (left) Bank, Wenatchee River and end of Line "A".

Said described land containing 58.0 acres more or less.

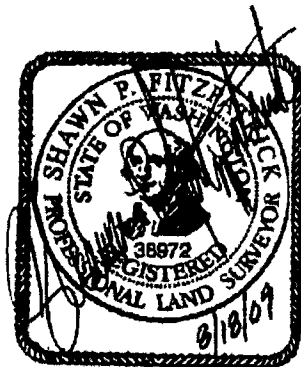


Exhibit "B"
Ordinance No. 1153

That portion of the Southeast quarter of the Northwest quarter Section 5 Township 23 North Range 19 East W.M., Chelan County, Washington. More particularly described as follows:

Commencing at center of said Section 5 a found 3-1/4" aluminum cap stamped Erlandsen LS 23599, in monument case, said point being the Point Of Beginning from which the West quarter corner said Section 5 bears S 89°35'07" W 2603.62'; thence N 02°35'17" W, along the centerline Evergreen Drive, a distance of 1377.67' to a found 5/8" rebar in monument case at the intersection of Kimber Road; thence S 88°39'38" W along the centerline said Kimber Road a distance of 602.23' to the intersection of the West line of the Replat First Addition to Cashmere Cemetery, recorded Volume 4 Page 34, extended northerly; thence S 02°35'17" E along said West line a distance of 351.22' to the southwest corner of the Replat First Addition to Cashmere Cemetery; thence S 89°01'14" E along the South line said Replat a distance of 104.64'; thence S 02°35'17" E a distance of 538.99' to the northwest corner Lot 1 Short Plat NO. 2006-113 recorded Auditor's File Number 2301231; thence N 89°35'07" E along the North line said Lot 1, a distance of 149.99' to the northeast corner said Lot 1; thence S 02°35'17" E along the East line said Short Plat a distance of 445.17' to the North right of way line Pioneer Avenue; thence continuing S 02°35'17" E a distance of 30.02' said point being the intersection of the East line said Short Plat and the centerline of Pioneer Avenue; thence N 89°35'07" E a distance of 348.01' to the point of beginning.

Area of described property 14.91 acres more or less.

Horizontal Datum: NAD 83/91 Washington State Plane, North Zone Grid. Distances Hereon are at Grid. Multiply distances by a combined factor of 1.00008828 to achieve ground distances.

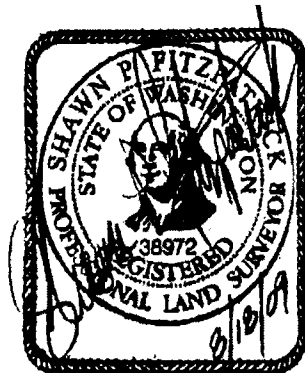


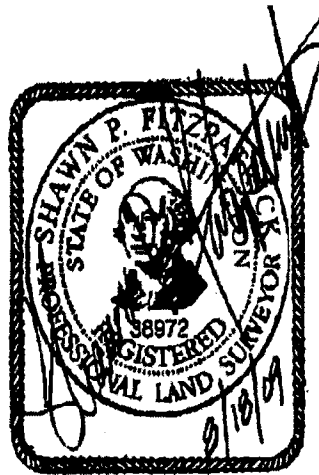
Exhibit "C"
Ordinance No. 1153

Beginning at a point on the East line of section five (5) Township 23, North Range 19, E. W. M., 181.9 feet North of the southeast corner of the northeast quarter of the northeast quarter of said section five (5) as a true point of beginning. Thence from this true point of beginning North 78 degrees 58' West for 352.76 feet, thence North 35 degrees 42' East for 146.6 feet to the right of way of the Great Northern Railway, thence South 80 degrees 03' East for 264.8 feet, to the East line of said section five (5), thence South for 141.1 feet to the said true point of beginning, containing 0.98 acres according to survey.

Recited from deed recorded in Book 169, Page 105, records of Chelan County, Washington.

Except that portion Quit Claimed to Public Utility District NO. 1 of Chelan County, Washington, by quit claim deed recorded December 24, 1958 in Book 590, pages 144 & 145, records of Chelan County, Washington.

Area of described property 0.59 acres more or less.



RECEIVED
MAR 23 2010
CITY OF CASHMERE

ORDINANCE NO. 1156

AN ORDINANCE OF THE CITY OF CASHMERE, WASHINGTON, AMENDING ORDINANCE NO 1153 ANNEXING CERTAIN REAL PROPERTIES OUTSIDE THE LIMITS OF THE CITY FOR MUNICIPAL PURPOSES PURSUANT TO RCW 35A.14.300.

WHEREAS, the City Council of the City of Cashmere finds that it is necessary and in the best interest of the City to amend Ordinance 1153 to make technical corrections, and,

WHEREAS, Exhibits B and B-1 attached hereto and incorporated herein are amended to include full rights-of-way width for the streets of Pioneer Avenue, Evergreen Drive and Kimber Road,

NOW, THEREFORE, the City Council of the City of Cashmere, Washington, do hereby ordain as follows:

Section 1. Section 2. of Ordinance 1153 is amended to read as follows:

Section 2. The real property owned by the City of Cashmere legally described on Exhibit "B" attached hereto, and as generally described on the map B-1 attached hereto and incorporated herein is hereby annexed and shall be part of the City of Cashmere, Washington for the municipal purpose of the Cashmere Cemetery operations.

Section 2. Except as amended hereby, Ordinance 1153 is ratified and confirmed.

Passed by the City Council of the City of Cashmere, Washington, and approved by the Mayor at an open public meeting on this 26th day of October, 2009.

CITY OF CASHMERE

By: *Gordon K. Irle*
Gordon K. Irle, Mayor

Attest:

Kay Jones
Kay Jones, City Clerk/Treasurer

Approved as to form:

By: *Terrence M. McCauley*
Terrence M. McCauley, City Attorney

Skip Moore, Auditor, Chelan County, WA
AFN # 2316717
Recorded 03:44 PM 12 23 2009
ORD Page: 1 of 7 368.00 CITY OF CASHMERE

Ordinance No: 1156
Passed by the City Council: October 26, 2009
Published in the Cashmere Valley Record: November 4, 2009
Effective date: November 9, 2009

Exhibit "A"
Ordinance No. 1156



That portion of NW1/4 of the SW1/4; the SW1/4 of the SW1/4; the SE1/4 of the SW1/4 Section 3, the NE1/4 of the SE1/4; the SE1/4 of the SE1/4 Section 4, the NW1/4 of the NW1/4; the NE1/4 of the NW1/4 Section 10, Township 23 North Range 19 East, W.M., Chelan County Washington, lying northerly of a line drawn perpendicular to STA. 10020+00 Burlington Northern Santa Fe Railroad's centerline, lying southerly and westerly of the ordinary high water line, Wenatchee River's East (left) Bank; and lying northeasterly of Burlington Northern Santa Fe Railroad Company's right of way.

EXCEPT that portion if any deeded to Chelan County, Washington by deed recorded in Bk.252 at Pg. 545 records of said county.

Said described land containing 55.0 acres more or less.

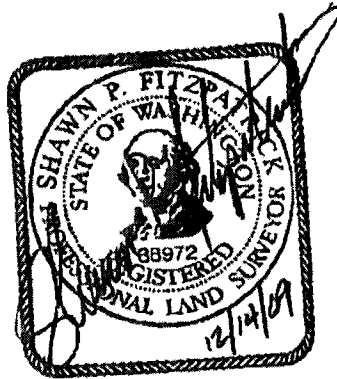


Exhibit "B"
Ordinance No. 1156



That portion of the Southeast quarter of the Northwest quarter, the Southwest quarter of the Northeast quarter of Section 5 Township 23 North Range 19 East W.M., Chelan County, Washington. More particularly described as follows:

Commencing at center of said Section 5 a found 3-1/4" aluminum cap stamped Erlandsen LS 23599, in monument case, from which the West quarter corner said Section 5 bears S 89°35'07" W 2603.62'; thence N 46°30'05" W a distance of 43.25 feet to the intersection of the North right of way line Pioneer Avenue and the West right of way line Evergreen Drive, said point being the Point Of Beginning for this description; thence N 02°35'17" W, along the West right of way line, Evergreen Drive, a distance of 296.95 feet; thence N 89°35'07" E a distance of 10.01 feet; thence N 02°35'17" W along the West right of way line Pioneer Avenue a distance of 335.79 feet; thence N 89°35'54" E a distance of 50.04 feet to the East right of way line Evergreen Avenue; thence N 02°35'17" W along the East right of way line Evergreen Drive to the intersection with the South right of way line Kimber Road, a distance of 685.39 feet; thence S 88°39'38" W along the extension of and along the South right of way line, Kimber Road a distance of 615.32 feet; thence N 03°46'54" W a distance of 3.00 feet; thence S 88°39'38" W a distance of 16.85 feet more or less to the intersection of the West line of the Replat First Addition to Cashmere Cemetery, recorded Volume 4 Page 34, extended northerly; thence S 02°35'17" E along said West line a distance of 324.21 feet to the southwest corner of the Replat First Addition to Cashmere Cemetery; thence S 89°01'14" E along the South line said Replat a distance of 104.64 feet; thence S 02°35'17" E a distance of 538.99 feet to the northwest corner Lot 1 Short Plat NO. 2006-113 recorded Auditor's File Number 2301231; thence N 89°35'07" E along the North line said Lot 1, a distance of 149.99 feet to the northeast corner said Lot 1; thence S 02°35'17" E along the East line said Short Plat a distance of 445.17 feet to the North right of way line Pioneer Avenue; thence N 89°35'07" E along the North line Pioneer Avenue a distance of 317.98 feet, more or less to the point of beginning.

Area of described property 14.37 acres more or less.

Horizontal Datum: NAD 83/91 Washington Sate Plane, North Zone Grid. Distances Hereon are at Grid. Multiply distances by a combined factor of 1.00008828 to achieve ground distances.



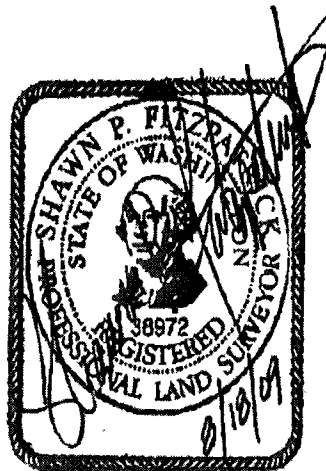
Exhibit "C"
Ordinance No. 1156

Beginning at a point on the East line of section five (5) Township 23, North Range 19, E. W. M., 181.9 feet North of the southeast corner of the northeast quarter of the northeast quarter of said section five (5) as a true point of beginning. Thence from this true point of beginning North 78 degrees 58' West for 352.76 feet, thence North 35 degrees 42' East for 146.6 feet to the right of way of the Great Northern Railway, thence South 80 degrees 03' East for 264.8 feet, to the East line of said section five (5), thence South for 141.1 feet to the said true point of beginning, containing 0.98 acres according to survey.

Recited from deed recorded in Book 169, Page 105, records of Chelan County, Washington.

Except that portion Quit Claimed to Public Utility District NO. 1 of Chelan County, Washington, by quit claim deed recorded December 24, 1958 in Book 590, pages 144 & 145, records of Chelan County, Washington.

Area of described property 0.59 acres more or less.



RECEIVED

JAN 01 2010

ORDINANCE NO. 1164

AN ORDINANCE OF THE CITY OF CASHMERE, WASHINGTON, AMENDING EXISTING ORDINANCES NOS. 1153 AND 1156 ANNEXING CERTAIN REAL PROPERTIES OUTSIDE THE LIMITS OF THE CITY FOR MUNICIPAL PURPOSES PURSUANT TO RCW 35A.14.300.

WHEREAS, the City Council of the City of Cashmere finds that it is necessary and in the best interest of the City to amend Ordinances 1153 and 1156 to make technical corrections, and,

WHEREAS, Exhibits B and B-1 attached hereto and incorporated herein are amended to exclude from annexation full rights-of-way width for the streets of Pioneer Avenue and Kimber Drive and include full rights-of-way width for portions of Evergreen Road,

NOW, THEREFORE, the City Council of the City of Cashmere, Washington, do hereby ordain as follows:

Section 1. Section 1 of Ordinance 1156 and Section 2 of Ordinance 1153 are amended to read as follows:

The real property owned by the City of Cashmere legally described on Exhibit "B" attached hereto, and as generally described on the map B-1 attached hereto and incorporated herein is hereby annexed and shall be part of the City of Cashmere, Washington for the municipal purpose of the Cashmere Cemetery operations.

Section 2. Except as amended hereby, Ordinances 1153 and 1156 are ratified and confirmed.

Passed by the City Council of the City of Cashmere, Washington, and approved by the Mayor at an open public meeting on this 11th day of January, 2010.

CITY OF CASHMERE

By: Gordon K. Irle
Gordon K. Irle, Mayor

Attest:
Kay Jones
Kay Jones, City Clerk/Treasurer

Approved as to form:

By: Terrence M. McCauley
Terrence M. McCauley, City Attorney

Ordinance No: 1164
Passed by the City Council: January 11, 2010
Published in the Cashmere Valley Record: January 20, 2010
Effective date: January 25, 2010

Exhibit "B"
Ordinance No. 1164



That portion of the Southeast quarter of the Northwest quarter, the Southwest quarter of the Northeast quarter of Section 5 Township 23 North Range 19 East W.M., Chelan County, Washington. More particularly described as follows:

Commencing at center of said Section 5 a found 3-1/4" aluminum cap stamped Erlandsen LS 23599, in monument case, from which the West quarter corner said Section 5 bears S 89°35'07" W 2603.62'; thence N 46°30'05" W a distance of 43.25 feet to the intersection of the North right of way line Pioneer Avenue and the West right of way line Evergreen Drive, said point being the Point Of Beginning for this description; thence N 02°35'17" W, along the West right of way line, Evergreen Drive, a distance of 296.95 feet; thence N 89°35'07" E a distance of 10.01 feet; thence N 02°35'17" W along the West right of way line Pioneer Avenue a distance of 335.79 feet; thence N 89°35'54" E a distance of 50.04 feet to the East right of way line Evergreen Avenue; thence N 02°35'17" W along the East right of way line Evergreen Drive to the intersection with the South right of way line Kimber Road, a distance of 685.39 feet; thence S 88°39'38" W along the extension of and along the South right of way line, Kimber Road a distance of 615.32 feet; thence N 03°46'54" W a distance of 3.00 feet; thence S 88°39'38" W a distance of 16.85 feet more or less to the intersection of the West line of the Replat First Addition to Cashmere Cemetery, recorded Volume 4 Page 34, extended northerly; thence S 02°35'17" E along said West line a distance of 324.21 feet to the southwest corner of the Replat First Addition to Cashmere Cemetery; thence S 89°01'14" E along the South line said Replat a distance of 104.64 feet; thence S 02°35'17" E a distance of 538.99 feet to the northwest corner Lot 1 Short Plat NO. 2006-113 recorded Auditor's File Number 2301231; thence N 89°35'07" E along the North line said Lot 1, a distance of 149.99 feet to the northeast corner said Lot 1; thence S 02°35'17" E along the East line said Short Plat a distance of 445.17 feet to the North right of way line Pioneer Avenue; thence N 89°35'07" E along the North line Pioneer Avenue a distance of 317.98 feet, more or less to the point of beginning.

Area of described property 14.37 acres more or less.

Horizontal Datum: NAD 83/91 Washington State Plane, North Zone Grid. Distances Hereon are at Grid. Multiply distances by a combined factor of 1.00008828 to achieve ground distances.



ORDINANCE NO. 1215

AN ORDINANCE PROVIDING FOR THE ANNEXATION OF CERTAIN REAL PROPERTY COMMONLY KNOWN AS THE ANN CHIPMAN PROPERTY AND A PORTION OF SUNSET HIGHWAY RIGHTS-OF-WAY TO THE CITY PURSUANT TO THE PETITION METHOD, SAID ANNEXATION BEING LEGALLY DESCRIBED AS SET FORTH IN EXHIBIT "A" TO THIS ORDINANCE, AND GENERALLY DEPICTED IN THE SURVEY MAP AS SET FORTH IN EXHIBIT "B" TO THIS ORDINANCE; DESIGNATING THE ZONING OF THE ANNEXATION AREA; APPROVING THE TITLE OF THE ORDINANCE; CONTAINING A SEVERABILITY PROVISION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Petitioner, being the owners as defined in RCW 35A.01.040, of not less than ten percent (10%) in value, according to the assessed valuation of the property for which annexation is petitioned, prior to initiation of her petition, notified the City Council of petitioner's intention to commence annexation proceedings for the area commonly known as the Ann Chipman annexation and a portion of Sunset Highway rights-of-way to the City of Cashmere (City); and

WHEREAS, the City Council met with said initiating owner on May 13, 2013 and determined by Council action that the City would accept the proposed annexation providing that existing City indebtedness shall be assumed by the area to be annexed and further providing that the City's Comprehensive Plan shall be deemed to apply to the area upon such annexation; and

WHEREAS, a sufficient petition for annexation was subsequently filed with the City Council pursuant to RCW 35A.14.120, signed by the owner of not less than 10 percent in value, according to the assessed valuation for general taxation, of the property for which annexation is petitioned, seeking annexation to the City of approximately 5.62 acres as legally described in Exhibit "A"; and

WHEREAS, pursuant to RCW 35A.14.130, the City fixed July 8, 2013, at the hour of 7:00 p.m. as the date and time for a public hearing on said proposed annexation and caused notice of such hearing to be published and posted in accordance with the law, and the hearing having been held on that date and all interested parties appearing at said hearing and desiring to be heard in regard to the proposed annexation having been heard by the Council; and now therefore,

The City Council of the City of Cashmere, Washington do ordain as follows:

Section 1. Annexation. The real property commonly known as the Ann Chipman Property and a portion of Sunset Highway rights-of-way in Chelan County, Washington described below, contiguous to the City of Cashmere, Washington, and within the City of Cashmere Urban Growth Boundary, are hereby annexed to and incorporated in the city limits of the City of Cashmere, Washington, on the terms and conditions set forth in this ordinance. The real property annexed by this ordinance is legally described on the attached Exhibit "A" and survey map on the attached Exhibit "B" incorporated herein by this reference.

Section 2. Zoning. Zoning of the annexation area shall be Multi-Family (MF), the zoning depicted in the "Map of the Cashmere Zoning Ordinance". The City Clerk/Treasurer is

directed to insert this zoning for the annexation area on the "Map of the Cashmere Zoning Ordinance" when this Ordinance becomes effective.

Section 3. Comprehensive Plan. The annexed real property shall be subject to the Comprehensive Land Use Plan adopted heretofore by the City of Cashmere, Washington. The annexed real property is hereby zoned in accordance with the Comprehensive Plan as Multi-Family (MF), as set forth in the City of Comprehensive Plan Land Use Designation Map.

Section 4. Taxation. The annexed real property described herein shall be assessed and taxed at the same rate and on the same basis as other properties in the City of Cashmere, Washington to pay for all or any portion of the outstanding indebtedness of the City of Cashmere, approved by the voters, contracted or incurred prior to or existing at the date of annexation.

Section 5. Summary. The title of this Ordinance and Exhibits "A" and "B" to this Ordinance collectively are hereby approved as a summary of this Ordinance.

Section 6. Publication. The City Clerk/Treasurer is hereby directed to cause a summary of this Ordinance to be published in a newspaper of general circulation in the City and the City's official newspaper. The City Clerk/Treasurer is further directed to file certified copies of this ordinance with the Board of Commissioners for Chelan County, Chelan County Auditor and Chelan County Assessor.

Section 7. Severability. If any section, sentence clause or phrase of this Ordinance shall be held invalid or unconstitutional by 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.

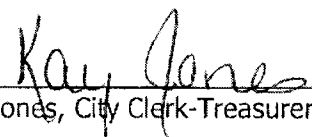
Section 8. Effective Date. This ordinance shall take effect and be in full force five (5) days after the ordinance or a summary thereof consisting of the title is published.

Passed by the City Council of the City of Cashmere and approved by the Mayor at a regular open public meeting this 22nd day of July, 2013.

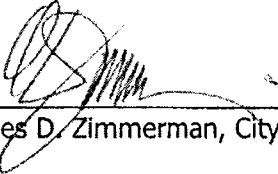
CITY OF CASHMERE

By:  _____
Jeff Gomes, Mayor

Attest:

 _____
Kay Jones, City Clerk-Treasurer

Approved as to form:

By: 
Charles D. Zimmerman, City Attorney

Passed by the City Council: July 22, 2013
Published in the Cashmere Valley Record:
Effective date: August 4, 2013
Ordinance No: 1215

SUMMARY OF ORDINANCE NO. 1215

Exhibit "A"

That portion of the northeast quarter, Section 5, Township 23 North, Range 19 East, Willamette Meridian, Chelan County, Washington more particularly described as follows:

Commencing at the Southeast corner Government Lot 1, a 3" aluminum cap on 2" aluminum pipe, from which the East quarter corner said section 5, a 3" brass cap in monument case bears S 00°31'06" E a distance of 1330.40 feet, reference ALTA / ACSM LAND TITLE SURVEY recorded BOOK 45, Pages 50-52 records of said county; thence N 00°31'06" W along the East line Government Lot 1 a distance of 326.35 feet more or less to the South Right of Way line Burlington Northern Santa Fe Railroad; Thence Northwesterly along said South Right of way line a distance of 2099.6 feet more or less to the intersection with the Northerly right of way line Sunset Highway said point being STA 198+90.76, 30 feet left, CRP# 407 - Sunset Highway, said point being the TRUE POINT OF BEGINNING FOR THIS DESCRIPTION; thence S 54°20'50" W a distance of 60.39 feet more or less to the intersection of the Southerly right of way said Sunset Highway and the Westerly right of way Mill Road (CO. RD NO. 327) thence northwesterly along the Southerly right of way line said Sunset Highway a distance of 389.35 feet more or less to the most northerly corner, parcel # 231905120200, described in book 635, page 332, records of said county; thence southerly along the westerly boundary said parcel S 09°47'37" W a distance of 74.76 feet; thence S 26°06'37" W a distance of 168.28 feet; thence S 20°33'23" E a distance of 84.99 feet; thence S 35°13'23" E a distance of 172.98 feet; thence S 16°43'23" E a distance of 207.78 feet; thence S 06°59'37" W a distance of 72.99 feet; thence N 83°47'37" E a distance of 179.98 feet more or less to the Southwest corner Lot 8 Plat of Willowdale Addition To Cashmere, recorded volume 3, page 53, records of said county; thence S 06°12'23" E along the West line said Plat of Willowdale Addition To Cashmere a distance of 236.14 feet to the intersection with the South line of Parcel B, Boundary Line Adjustment 2011-059, recorded Auditor's File No. 2340760 records of Chelan County, Washington; thence along said South line Parcel B the following courses, S 87°42'40" W a distance of 217.98 feet to a rebar and cap LS 14469; thence S 80°38'44" W a distance of 223.86 feet to a rebar and cap LS 14469; thence S 69°09'14" W a distance of 10.00 feet to the Southwest corner said Parcel B, Boundary Line Adjustment 2011-059; thence northerly the following courses along the Westerly boundary said Parcel B; N 04°38'34" W a distance of 64.98 feet; thence N 06°03'14" W a distance of 171.25 feet; thence N 03°09'10" W a distance of 115.54 feet; thence N 01°20'47" W a distance of 113.97 feet; thence N 06°23'44" E a distance of 136.71 feet; thence N 14°56'24" E a distance of 431.95 feet to a rebar and cap LS 14469, said point being on the southwesterly right of

way Sunset Highway, STA 194+22.96, 30 feet right, CRP# 407 – Sunset Highway, thence N 32°15'22" E a distance of 60.00 feet to the northeasterly right of way Sunset Highway, STA 194+22.96, 30 feet left, CRP# 407 – Sunset Highway, thence southeasterly along the northeasterly right of way CRP# 407 – Sunset Highway to the Point of Beginning and end of this description

AREA of described property 5.62 acres more or less.

Horizontal Datum: NAD 83/91 Washington State Plane, North Zone Grid. Distances Hereon are at Grid. Multiply distances by a combined factor of 1.00004220 to achieve ground distances.



ORDINANCE NO. 1167

AN ORDINANCE PROVIDING FOR THE ANNEXATION OF CERTAIN REAL PROPERTIES TO THE CITY OF CASHMERE, WASHINGTON, INCORPORATING THE REAL PROPERTIES WITHIN THE CORPORATE LIMITS OF THE CITY OF CASHMERE AND ADOPTING ZONING REGULATIONS FOR THE ANNEXED PROPERTIES

The City Council of the City of Cashmere, Washington do ordain as follows:

Section 1. The real properties in Chelan County, Washington described below, contiguous to the City of Cashmere, Washington, and within the City of Cashmere Urban Growth Boundary, are hereby annexed to and incorporated in the city limits of the City of Cashmere, Washington, on the terms and conditions set forth in this ordinance.

Description of Real Properties Annexed

The real properties described on the attached Exhibit "A" and survey map on the attached Exhibit "B" incorporated herein by this reference.

Section 2. A certified copy of this ordinance shall be filed with the Board of County Commissioners of Chelan County, Washington in the manner provided by law.

Section 3. The annexed real properties shall be subject to the Comprehensive Land Use Plan adopted heretofore by the City of Cashmere, Washington. The annexed real properties are hereby zoned in accordance with the Comprehensive Plan as either Multi-Family (MF), Warehouse Industrial (WI) or Mixed Commercial/Light Industrial (C/LI) as set forth in the City of Comprehensive Plan Land use Designation Map.

Section 4. The official zoning map of the City of Cashmere is hereby amended to include the real properties hereby annexed. Said map shall be modified in accordance with law.

Section 5. The annexed real properties described herein shall be assessed and taxed at the same rate and on the same basis as other properties in the City of Cashmere, Washington to pay for all or any portion of the outstanding indebtedness of the City of Cashmere, approved by the voters, contracted or incurred prior to or existing at, the date of annexation.

Section 6. This annexation ordinance is conditioned upon City Council approval of a Port of Chelan County and City of Cashmere pre-annexation Interlocal agreement related to water.

Section 7. This ordinance shall take effect after execution of the pre-annexation agreement referred to in Section six (6) above and shall be in full force when it shall have been passed by the City Council of the City of Cashmere and signed by the Mayor and five (5) days after the ordinance or a summary thereof consisting of the title is published.

Passed by the City Council of the City of Cashmere and approved by the Mayor at a regular open public meeting this 15th day of April, 2010.

CITY OF CASHMERE

By: Gordon Irle
Gordon Irle, Mayor

Attest:

Kay Jones
Kay Jones, City Clerk-Treasurer

Approved as to form:

By: Terrence M. McCauley
Terrence M. McCauley, City Attorney

Passed by the City Council: April 15, 2010
Published in the Cashmere Valley Record: April 21, 2010
Effective date: April 26, 2010
Ordinance No: 1167

Exhibit "A"

That portion of the Northeast quarter, Section 5, Township 23 North, Range 19 East, Willamette Meridian, Chelan County, Washington more particularly described as follows:

Commencing at the Southeast corner Government Lot 1, a 3" aluminum cap on 2" aluminum pipe, from which the East quarter corner said section 5, a 3" brass cap in monument case bears S 00°31'06" E a distance of 1330.40 feet, reference ALTA / ACSM LAND TITLE SURVEY recorded BOOK 45, Pages 50-52 records of said county; thence N 00°31'06" W along the East line Government Lot 1 a distance of 326.35 feet more or less to the South Right of Way line Burlington Northern Santa Fe Railroad; Thence Northwesterly along said South Right of way line a distance of 2099.6 feet more or less to the intersection with the Northerly right of way line Sunset Highway said point being STA 198+90.76, 30 feet left, CRP# 407 – Sunset Highway; thence S 54°20'50" W a distance of 60.39 feet more or less to the intersection of the Southerly right of way said Sunset Highway and the Westerly right of way Mill Road (CO. RD NO. 327) thence northwesterly along the Southerly right of way line said Sunset Highway a distance of 389.35 feet more or less to the most northerly corner, parcel # 231905120200, described in book 635, page 332, records of said county; thence southerly along the westerly boundary said parcel S 09°47'37" W a distance of 74.76 feet; thence S 26°06'37" W a distance of 168.28 feet; thence S 20°33'23" E a distance of 84.99 feet; thence S 35°13'23" E a distance of 172.98 feet; thence S 16°43'23" E a distance of 207.78 feet; thence S 06°59'37" W a distance of 72.99 feet; thence N 83°47'37" E a distance of 179.98 feet more or less to the Southwest corner Lot 8 Plat of Willowdale Addition To Cashmere, recorded volume 3, page 53, records of said county; thence N 06°12'23" W along the west line said Plat of Willowdale Addition To Cashmere a distance of 99.99 feet to the Northwest corner Lot 7 said Plat of Willowdale Addition To Cashmere; thence leaving said West line said plat, S 83°47'37" W a distance of 10.00 feet; thence N 06°12'23" W parallel to the West line, said Plat of Willowdale Addition To Cashmere, a distance of 78.55 feet; thence N 81°15'23" E a distance of 189.54 feet more or less to the Westerly right of way Mill Road; thence S 32°05'02" E along the Westerly right of way Mill Road a distance of 460.12 feet more or less to the Northeast corner Lot 13 said Plat of Willowdale To Cashmere; said point being the most Northerly corner Tract A, Record of Survey for Cedarbrook, recorded Book 50, Pages 41-43 records of said county; thence following the courses of Tract A, in a counter clockwise direction said Record of Survey for Cedarbrook, S 84°08'11" W a distance of

379.44 feet; thence S 05°55'35" E a distance of 235.32 feet; thence N 89°01'26" W a distance of 188.56 feet; thence S 17°36'18" E a distance of 301.64 feet; thence S 51°34'25" E a distance of 3.39 feet; thence S 40°10'43" E a distance of 270.69 feet; thence S 44°36'19" E a distance of 352.29 feet; thence S 60°37'26" E a distance of 345.85 feet; thence N 89°39'04" E a distance of 507.11 feet; thence N 00°21'01" W a distance of 219.65 feet; thence S 89°28'27" W a distance of 269.74 feet; thence N 29°22'11" E a distance of 21.61 feet; thence N 22°14'25" E a distance of 17.41 feet; thence N 38°10'59" E a distance of 23.89 feet; thence N 15°55'39" W a distance of 18.45 feet; thence N 29°56'24" E a distance of 9.54 feet; thence N 47°11'11" E a distance of 56.69 feet; thence N 18°23'44" E a distance of 40.76 feet; thence N 36°04'35" E a distance of 31.37 feet; thence N 48°15'03" E a distance of 83.43 feet; thence N 70°35'46" E a distance of 16.46 feet; thence S 77°01'49" E a distance of 6.36 feet; thence N 09°39'30" E a distance of 331.40 feet; thence S 89°30'30" E a distance of 46.39 feet; thence N 11°17'12" E a distance of 110.40 feet to the south right of way, Mill Road; thence S 89°40'49" E along said South right of way a distance of 309.97 feet more or less to an angle point said right of way; thence N 33°06'08" E a distance of 23.74 feet more or less to a 5/8" rebar and cap L.S. 17680 said rebar being a point on the accepted 1/16th line as depicted on ALTA / ACSM LAND TITLE SUREVEY recorded in Book 45, Pages 50-53 records of said county, thence S 89°28'52" E along said 1/16th line a distance of 21.27 feet; thence S 29°43'13" W a distance of 25.80 feet; thence S 22°44'52" W a distance of 10.51 feet; thence S 69°41'07" E a distance of 265.98 feet; thence N 22°52'23" E a distance of 132.26 feet to a point on said 1/16th line; thence S 89°28'52" E along said 1/16th line a distance of 29.34 feet to the centerline Mission Creek; thence S 11°23'07" W along centerline said Mission Creek a distance of 20.02 feet; thence S 31°43'39" E a distance of 2.72 feet; thence leaving said creek centerline S 76°26'44" E a distance of 66.64 feet to a point of curvature; thence along a curve to the left with a central angle of 01°43'39" a distance of 89.56 feet more or less to the intersection with the East line said Section 5; thence N 00°31'06" W along said East line Section 5 a distance of 55.49 feet to the point of beginning and end of this description.

EXCEPT the following described parcel annexed into the City of Cashmere by Ordinance No. 1153

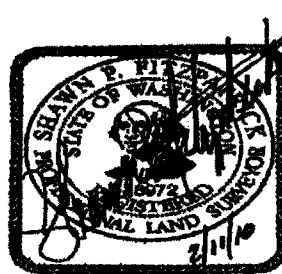
Beginning at a point on the East line of section five (5) Township 23, North Range 19, E. W. M., 181.9 feet North of the southeast corner of the northeast quarter of the northeast quarter of said section five (5) as a true point of beginning. Thence from this true point of beginning North 78 degrees 58' West for 352.76 feet, thence North 35 degrees 42' East for 146.6 feet to the right of way of the Great Northern Railway, thence South 80 degrees 03' East for 264.8 feet, to the East line of said section five (5), thence South for 141.1 feet to the said true point of beginning, containing 0.98 acres according to survey.

Recited from deed recorded in Book 169, Page 105, records of Chelan County, Washington.

Except that portion Quit Claimed to Public Utility District NO. 1 of Chelan County, Washington, by quit claim deed recorded December 24, 1958 in Book 590, pages 144 & 145, records of Chelan County, Washington.

AREA of described property 46.39 acres more or less.

Horizontal Datum: NAD 83/91 Washington State Plane, North Zone Grid. Distances Hereon are at Grid. Multiply distances by a combined factor of 1.00004220 to achieve ground distances.



ORDINANCE NO. 1240

AN ORDINANCE PROVIDING FOR THE ANNEXATION OF CERTAIN REAL PROPERTY COMMONLY KNOWN AS THE KEIFE PROPERTY TO THE CITY PURSUANT TO THE PETITION METHOD, SAID ANNEXATION BEING LEGALLY DESCRIBED AS SET FORTH IN EXHIBIT "A" TO THIS ORDINANCE, AND GENERALLY DEPICTED IN THE SURVEY MAP AS SET FORTH IN EXHIBIT "B" TO THIS ORDINANCE; DESIGNATING THE ZONING OF THE ANNEXATION AREA; APPROVING THE TITLE OF THE ORDINANCE; CONTAINING A SEVERABILITY PROVISION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Petitioners, being the owners as defined in RCW 35A.01.040, of not less than ten percent (10%) in value, according to the assessed valuation of the property for which annexation is petitioned, prior to initiation of the petition, notified the City Council of petitioners' intention to commence annexation proceedings for the area commonly known as the Keife annexation to the City of Cashmere (City); and

WHEREAS, the City Council met with said initiating owners on Monday, November 24, 2014 and determined by Council action that the City would accept the proposed annexation providing that existing City indebtedness shall be assumed by the area to be annexed and further providing that the City's Comprehensive Plan shall be deemed to apply to the area upon such annexation; and

WHEREAS, a sufficient petition for annexation was subsequently filed with the City Council pursuant to RCW 35A.14.120, signed by the owner of not less than 60 percent in value, according to the assessed valuation for general taxation, of the property for which annexation is petitioned, seeking annexation to the City of approximately 1.32 acres as legally described in Exhibit "A"; and

WHEREAS, pursuant to RCW 35A.14.130, the City fixed Monday, January 12, 2015, at the hour of 6:00 p.m. as the date and time for a public hearing on said proposed annexation and caused notice of such hearing to be published and posted in accordance with the law, and the hearing having been held on that date and all interested parties appearing at said hearing and desiring to be heard in regard to the proposed annexation having been heard by the Council; now therefore,

The City Council of the City of Cashmere, Washington do ordain as follows:

Section 1. Annexation. The real property commonly known as the Keife Annexation in Chelan County, Washington described below, contiguous to the City of Cashmere, Washington, and within the City of Cashmere Urban Growth Boundary, is hereby annexed to and incorporated in the city limits of the City of Cashmere, Washington, on the terms and conditions set forth in this ordinance.

The real property annexed by this ordinance is legally described on the attached Exhibit "A" and generally depicted in the survey map on the attached Exhibit "B" incorporated herein by this reference.

Section 2. Zoning. Zoning of the annexation area shall be Multi-Family (MF), the zoning depicted for the annexation in the "Map of the Cashmere Zoning Ordinance". The City Clerk/Treasurer is directed to insert this zoning for the annexation area on the "Map of the Cashmere Zoning Ordinance" when this Ordinance becomes effective.

Section 3. Comprehensive Plan. The annexed real property shall be subject to the Comprehensive Land Use Plan adopted heretofore by the City of Cashmere, Washington. The annexed real property is hereby zoned in accordance with the Comprehensive Plan as Multi-Family (MF), as set forth in the City of Comprehensive Plan Land Use Designation Map.

Section 4. Taxation. The annexed real property described herein shall be assessed and taxed at the same rate and on the same basis as other properties in the City of Cashmere, Washington to pay for all or any portion of the outstanding indebtedness of the City of Cashmere, approved by the voters, contracted or incurred prior to or existing at the date of annexation.

Section 5. Summary. The title of this Ordinance is hereby approved as a summary of this Ordinance.

Section 6. Publication. The City Clerk/Treasurer is hereby directed to cause a summary of this Ordinance to be published in a newspaper of general circulation in the City and the City's official newspaper. The City Clerk/Treasurer is further directed to file certified copies of this ordinance with the Board of Commissioners for Chelan County, Chelan County Auditor and Chelan County Assessor.

Section 7. Severability. If any section, sentence clause or phrase of this Ordinance shall be held invalid or unconstitutional by 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 8. Effective Date. This ordinance shall take effect and be in full force five (5) days after the ordinance or a summary thereof consisting of the title is published.

Passed by the City Council of the City of Cashmere and approved by the Mayor at a regular open public meeting this 9th day of February, 2015.

CITY OF CASHMERE

By: 
Jeff Gomes, Mayor

Attest:


Kay Jones, City Clerk-Treasurer

Exhibit "A"

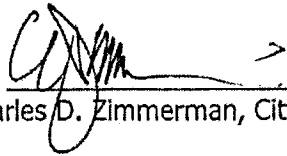
A portion of Lot 1, Short Plat No: 2009-066, Chelan County, Washington, according to the plat thereof recorded under Auditor's File No.2325380, being Parcel A, Boundary Line Adjustment No. 2011-059, recorded AFN 2340760, described as follows:

Commencing at the northwest corner of Government Lot 2, Section 5, Township 23 North, Range 19 East of the Willamette Meridian, a 2-1/2" brass cap on a 1 inch iron pipe, from which the southwest corner of said Government Lot 2, a 5/8" rebar in monument case bears S 02°32'26" E a distance of 1,380.66 feet, thence S 02°32'26" E along the West line of Said Government Lot 2 a distance of 888.54 feet; thence N 87°27'34" E a distance of 30.00 feet to the northwest corner of said Lot 1, Short Plat No. 2009-066, and the True Point of Beginning of this description; thence N 87°27'34" E along the north line of said Lot 1 a distance of 151.35 feet to the West line of Parcel B, Boundary Line Adjustment No. 2011-059, recorded AFN 2340760; thence S 03°09'10" E along said West line Parcel B a distance of 115.54 feet; thence continuing along said West line Parcel B, S 06°03'14" E a distance of 171.25 feet; thence continuing along said West line Parcel B, S 04°38'34" E a distance of 64.98 feet to the Southwest corner said Parcel B; thence leaving said West line S 69°09'14" W along the Southerly Line Parcel A, Boundary Line Adjustment No. 2011-059, recorded AFN 2340760 a distance of 103.10 feet; thence continuing along said Southerly line Parcel A, N 88°31'30" W a distance of 37.68 feet to the East right of way line Evergreen Drive, CRP 169; thence along the East right of way line Evergreen Drive the following courses, N 02°32'26" W a distance of 69.69 feet; thence S 87°27'34" W a distance of 30.00 feet; thence N 02°32'26" W a distance of 35.00 feet; thence S 87°27'34" W a distance of 5.00 feet; thence N 02°32'26" W a distance of 140.00 feet; thence N 87°27'34" E a distance of 5.00 feet; thence N 02°32'26" W a distance of 136.46 feet to the Point of Beginning.

Area = 1.32 acres.



Approved as to form:

By:  _____
Charles D. Zimmerman, City Attorney

Passed by the City Council: February 9, 2015
Published in the Cashmere Valley Record: February 18, 2015
Effective date: February 23, 2015
Ordinance No: 1240