

ORDINANCE NO. 898

**AN ORDINANCE OF THE CITY OF GIG HARBOR,
WASHINGTON, REZONING CERTAIN REAL PROPERTY
LOCATED AT 9010 PRENTICE AVENUE (HARBOR RIDGE
MIDDLE SCHOOL) FROM THE PRESENT SINGLE-FAMILY
RESIDENTIAL (R-1) ZONING DESIGNATION TO A PUBLIC-
INSTITUTIONAL (PI) ZONING DESIGNATION.**

WHEREAS, the Peninsula School District #401 submitted a site specific rezone request for approximately twelve (12) acres located at 9010 Prentice Avenue (Harbor Ridge Middle School) from Single-Family Residential (R-1) to Public Institutional (PI) (REZ 01-03); and

WHEREAS; Title 19 of the Gig Harbor Municipal Code indicates that site specific rezones requests are to be processed as Type III permit applications; and

WHEREAS, the City Hearing Examiner held a public hearing on this site specific rezone request on November 14, 2001; and

WHEREAS, the City Hearing Examiner issued a written decision approving the requested site specific rezone of this property from Single-Family Residential (R-1) to Public Institutional (PI) on November 20, 2001; and

WHEREAS, The November 20, 2001 Hearing Examiner decision was not appealed to the City Council and is therefore considered to be final pursuant to Title 19 of the Gig Harbor Municipal Code; and

WHEREAS, The City of Gig Harbor responsible SEPA Official has reviewed the rezone request and issued a determination of non-significance (DNS) on September 14, 2001. The issuance of a DNS for this project was not appealed; and

WHEREAS, the City Council held a public hearing on this Ordinance during its regular City Council meeting of December 10, 2001;

WHEREAS, the City Council further considered this Ordinance during its regular City Council meeting of January 14, 2002; Now, Therefore,

THE CITY COUNCIL OF THE CITY OF GIG HARBOR, WASHINGTON,
ORDAINS AS FOLLOWS:

Section 1. The real property located at 9010 Prentice Avenue (Harbor Ridge Middle School), consisting of one (1) tax parcel zoned Single Family Residential (R1) (Tax Parcel ID number 0221061100) owned by the Peninsula School District #410, and legally described in Exhibit A, attached hereto and fully incorporated herein by this reference, shall be rezoned to the zoning classification of Public Institutional (PI). The Director of Planning and Building Services is hereby instructed to effectuate the necessary changes to the Official Zoning Map of the City in accordance with the zoning established by this section.

Section 2. 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.

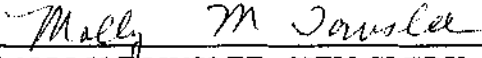
Section 3. Effective Date. This ordinance, being an exercise of a power specifically delegated to the City legislative body, is not subject to referendum, and shall take effect (5) days after passage and publication of an approved summary thereof consisting of the title.

PASSED by the Council and approved by the Mayor of the City of Gig Harbor
this 14th day of January 2002.

CITY OF GIG HARBOR


GRETCHEN WILBERT, MAYOR

ATTEST/AUTHENTICATED:

By: 
MOLLY FOWSLEE, CITY CLERK

FILED WITH THE CITY CLERK: 12/03/01
PASSED BY THE CITY COUNCIL: 1/14/02
PUBLISHED: 1/25/02
EFFECTIVE DATE: 1/28/02
ORDINANCE NO. 898

EXHIBIT A
LEGAL DESCRIPTION OF PROPERTY REFERENCED IN SECTION 1 CONSISTING
OF ONE (1) PARCEL OWNED BY THE PENINSULA SCHOOL DISTRICT #401.

1. Tax Parcel ID number 0221061100

Beginning at the Northwest corner of Government Lot 1 in Section 6, Township 21 North, Range 2 East of the Willamette Meridian; thence South 00 degrees 43 minutes, East 220.36 feet; thence North 82 degrees 41 minutes, East 60.4 feet; thence South 52 degrees 54 minutes, East 300.61 feet; thence South 52 degrees 16 minutes, East 102.33 feet; thence North 45 degrees 06 minutes, East 324.64 feet; thence South 46 degrees 17 minutes, East 112.72 feet; thence North 43 degrees 43 minutes, East 95.46 feet; thence North 03 degrees 18 minutes, West 279.08 feet to the North line of said subdivision; thence South 86 degrees 42 minutes, West 745.1 feet to the point of beginning; except the West 60 feet for the road;

Also the South half of the Southwest quarter of the Northeast quarter of the Northeast quarter of Section 6, Township 21 North, Range 2 East of the Willamette Meridian;

Also Tract 'A' of Fullers Addition, according to plat recorded in Volume 11 of Plats at page 60, records of the Pierce County Auditor