

ORDINANCE NO. 956

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GIG HARBOR, WASHINGTON, RELATING TO ANNEXATION OF ONE PARCEL OF PROPERTY LOCATED IMMEDIATELY ADJACENT TO AND EAST OF THE EXISTING CITY LIMITS LOCATED AT THE INTERSECTION OF VERNHARDSON STREET (96th STREET NW) AND CRESCENT VALLEY DRIVE NW, AMENDING CITY OF GIG HARBOR ORDINANCE NO. 938 TO CORRECT THE LEGAL DESCRIPTION IN EXHIBIT A TO ORDINANCE NO. 938.

WHEREAS, on August 11, 2003, the City Council of the City of Gig Harbor adopted Ordinance 938, which approved the annexation of one parcel of property located immediately adjacent to and east of the existing city limits located at the intersection of Vernhardson Street (96th Street NW) and Crescent Valley Drive NW, Gig Harbor, Washington; and

WHEREAS, attached to Ordinance No. 938 as Exhibit A was a legal description of the real property annexed to the City; and

WHEREAS, the City has recently been informed by the State of Washington Office of Financial Management that the legal description of the real property annexed to the City was inaccurate; and

WHEREAS, the City Council seeks to correct the legal description for the property annexed by Ordinance No. 938; and

WHEREAS, the City SEPA Responsible Official has determined that this Ordinance is exempt from SEPA under WAC 197-11-800(6)(d); and

WHEREAS, the City Council held a public hearing and considered this Ordinance on February 9, 2004; and

WHEREAS, the City Council considered this Ordinance at a second reading during its regular City Council meeting of February 23, 2004; Now, Therefore,

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

Section 1. Ordinance No. 938 is hereby amended to eliminate the Exhibit A, attached thereto, entitled "Exhibit A Parcel No. 0222323033"

Section 2. Exhibit A, attached to this Ordinance and incorporated herein by this reference, shall be the legal description for the property annexed to the City under Ordinance 938. Exhibit A, attached hereto, is entitled: "Exhibit A, First Amended Legal Description, Parcel No. 0222323033."

Section 3. Severability. If any portion of this Ordinance or its application to any person or circumstances is held by a court of competent jurisdiction to be invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the remainder of the Ordinance or the application of the remainder to other persons or circumstances.

Section 4. Effective Date. This ordinance shall take effect and be in full force five (5) days after passage and publication of an approved summary consisting of the title.

PASSED by the Council and approved by the Mayor of the City of Gig Harbor this 23rd day of February, 2004.

CITY OF GIG HARBOR



GRETCHEN WILBERT, MAYOR

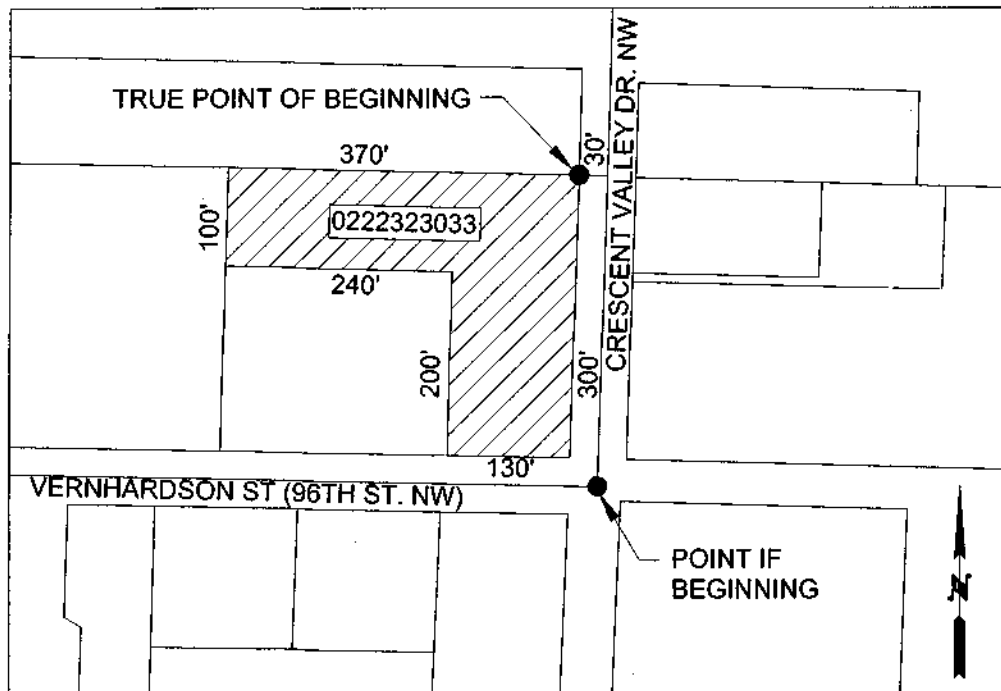
ATTEST/AUTHENTICATED:

By: Molly M Towslee
MOLLY TOWSLEE, CITY CLERK

APPROVED AS TO FORM:
OFFICE OF THE CITY ATTORNEY:

By: CA
CAROL A. MORRIS

FILED WITH THE CITY CLERK: 2/19/04
PASSED BY THE CITY COUNCIL: 2/23/04
PUBLISHED: 3/3/04
EFFECTIVE DATE: 3/8/04
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LEGAL DESCRIPTON

BEGINNING AT THE SE CORNER OF THE SW QUARTER OF SECTION 32, TOWNSHIP 22 NORTH, RANGE 2 EAST OF THE W.M.; THENCE NORTH 330' ALONG THE CENTERLINE OF SAID SECTION 32, MORE OR LESS, TO THE NORTH LINE OF THE SOUTH HALF OF THE SOUTH HALF OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION; THENCE WEST 30' ON A LINE PARALLEL WITH THE SOUTH LINE OF SAID SECTION 32 TO THE TRUE POINT OF BEGINNING; THENCE WEST ALONG SAME SAID LINE 370'; THENCE SOUTH 100' ON A LINE PARALLEL TO THE EAST BOUNDARY OF SECTION 32; THENCE EAST 240' ON A LINE PARALLEL TO THE SOUTH BOUNDARY OF SECTION 32; THENCE SOUTH 200' ALONG A LINE PARALLEL TO SAID EAST BOUNDARY; THENCE EAST 130' ALONG A LINE PARALLEL TO SAID SOUTH BOUNDARY; THENCE NORTH 300' ALONG A LINE PARALLEL TO SAID EAST BOUNDARY TERMINATING AT THE TRUE POINT OF BEGINNING.

EXHIBIT A

FIRST AMENDED

LEGAL DESCRIPTION, PARCEL NO. 0222323033