

AN ORDINANCE OF THE CITY OF WOODINVILLE, WASHINGTON, ANNEXING 2.6 ACRES LOCATED EAST OF 140TH AVENUE NE, APPROXIMATELY 210 FEET SOUTH OF NE 171ST STREET, AND COMMONLY KNOWN AS THE KYES ANNEXATION, ACKNOWLEDGING THE APPLICATION OF R-6 ZONING TO THE SITE, ESTABLISHING ANNEXATION CONDITIONS, AND REQUIRING THE PROPERTY TO BE ASSESSED AND TAXED AT THE SAME RATE AND BASIS AS OTHER PROPERTY WITHIN THE CITY.

**WHEREAS**, on September 21, 1993, the City of Woodinville received a Notice of Intent to Annex certain real property commonly known as the Kyes Annexation; and

**WHEREAS**, the Notice of Intent was signed by the owners of the property representing not less than ten percent (10%) in value (according to the assessed valuation for general taxation) of the real property described on Exhibit A attached hereto; and

**WHEREAS**, the City issued a Determination of Nonsignificance on November 5, 1993; and

**WHEREAS**, on September 27, 1993 the City Council met with the initiators of the annexation, accepted the Notice of Intent, and authorized circulation of an annexation petition pursuant to RCW 35A.14.120; and

**WHEREAS**, the City subsequently received an annexation petition containing the signatures of the owners of not less than sixty percent (60%) in value, according to the assessed valuation for general taxation, of the property for which annexation was petitioned; and

**WHEREAS**, the annexation was filed with the Washington State Boundary Review Board for King County, and forty-five days have elapsed since filing without the Boundary Review Board's jurisdiction being invoked; and

**WHEREAS**, the City Council held public hearings on the proposed annexation on February 28, 1994 and April 11, 1994, and at the conclusion of said hearing, determined that the property should be annexed, subject to certain conditions established at the time the Notice of Intent was approved, NOW, THEREFORE,

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

**Section 1. Annexation.** That certain 2.6 acres of property located east of 140th Avenue NE, approximately 210 feet south of NE 171st Street, and more particularly described on Exhibit A attached hereto and incorporated herein by reference as if set forth in full, is hereby annexed to and made a part of the City of Woodinville.

**Section 2. Zoning.** Pursuant to Section 21A.04 of the Woodinville Municipal Code (Interim Zoning Code) the newly annexed territory is zoned R-6 (Residential, six units per acre) and subject to all provisions of the Zoning Code. The applicants for annexation have acknowledged that it is the City's intent to zone the property consistent with the City's adopted Land Use Plan. The Director of Planning is instructed to make the necessary changes to the City Boundary and Zoning maps.

**Section 3. Sewers.** All properties in the annexation area are included in the Woodinville Water District 1993 Comprehensive Sewer Plan.

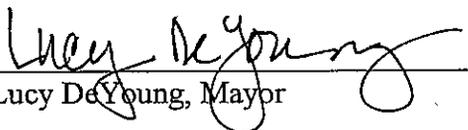
**Section 4. Indebtedness.** Pursuant to the terms of the annexation petition, all property owners within the territory annexed shall be assessed and taxed at the same rate and on the same basis as other property within the City, including assessments for taxes and payment of any bonds issued or debts contracted prior to or existing as of the date of the annexation.

**Section 5. Duties of City Clerk.** The City Clerk is hereby directed to file a certified copy of this ordinance together with Exhibit A, with the King County Council. In addition, the Clerk is authorized and directed to file the annexation certificate provided for in RCW 35A.14.700 with the Office of Financial Management within thirty (30) days of the effective date of the annexation.

**Section 6. Effective Date.** This ordinance, being an exercise of power specifically delegated to the City legislative body, is not subject to referendum, and shall take effect five (5) days after passage and publication of an approved summary thereof consisting of the title.

ADOPTED BY THE CITY COUNCIL AT A REGULAR MEETING THEREOF ON THE 13TH DAY OF JUNE, 1994.

APPROVED:

  
Lucy DeYoung, Mayor

ATTEST/AUTHENTICATED:

By:   
James Katica  
City Clerk/Treasurer

**ORIGINAL**

APPROVED AS TO FORM:  
OFFICE OF THE CITY ATTORNEY

By:   
Wayne Tanaka  
City Attorney

FILED WITH THE CITY CLERK: 5/19/94  
PASSED BY THE CITY COUNCIL: 6/13/94  
PUBLISHED:  
EFFECTIVE DATE:  
ORDINANCE NO. 90

**ORIGINAL**

**ORDINANCE NO. 90  
EXHIBIT A**

**LEGAL DESCRIPTION  
KYES ANNEXATION**

That portion of Section 10, Township 26 North, Range 5 East, W.M., described as follows:

The West 330 feet of the North 1276 feet of the West half of the Southeast Quarter of said Section 10;

EXCEPT the South 880 feet thereof;

AND EXCEPT County Road (140th Avenue NE)