

LOUISE MILLER

April 8, 1996

Introduced By: Jane Hague

woodmont.kn jlb/sub

Proposed No.: 96-371

ORDINANCE NO. **12208**

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AN ORDINANCE establishing the date of an election on the question of annexation to, and pro-rata assumption of indebtedness of the City of Des Moines of an unincorporated area known as Woodmont, and declaring an emergency.

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

SECTION 1. FINDINGS OF FACT.

- A. The City of Des Moines, Washington, by Resolution No. 803 has determined that it is in the public interest, health, safety and general welfare to provide for annexation of an area known as Woodmont in accordance with Chapter 35A.14. R.C.W.
- B. Said resolution does satisfy the provisions of R.C.W. Chapter 35A.14 for qualification for annexation.
- C. The City of Des Moines, by Resolution No. 803 adopted February 1, 1996, initiated the annexation of the area known as Woodmont.
- D. Pursuant to the provisions of RCW Chapter 36.93 the Boundary Review Board (BRB) approved the proposed annexation as submitted on December 26, 1995 after no request for review was submitted.
- E. Pursuant to Chapter 29.13 and RCW 35A.14, the council deems an emergency exists for the purpose of calling a special election.

1 F. The City of Des Moines forwarded its request that the
2 proposed annexation be placed on the ballot to the council,
3 but due to clerical error no proposed ordinance was prepared
4 or submitted for introduction. Upon learning of this
5 oversight, and upon consultation with the city of Des Moines,
6 the Office of the Prosecuting Attorney, and the Record and
7 Elections Division, the council has determined that it has an
8 obligation to place this proposed annexation upon the May 21,
9 1996 election ballot. This duty can be met only by passage
10 of this ordinance as an emergency ordinance and a joint
11 request by the city and the county to the Superior Court to
12 correct the error pursuant to RCW 29.04.030.

13 SECTION 2. A special election shall be held on the 21st
14 day of May, 1996, in accordance with R.C.W. 35A.14.050 to be
15 held within the territory of the proposed annexation, for the
16 purpose of submitting to the qualified voters within said
17 territory the question of annexation and assumption of a pro-
18 rata portion of the existing voter-approved bonded
19 indebtedness of the city of Des Moines, limited to such
20 bonded indebtedness for the construction of a police station,
21 including purchase of land and equipment as described in city
22 of Des Moines Ordinance No. 1136. Pursuant to Motion 7393
23 such election shall be conducted by mail.

24 SECTION 3. The number of registered voters within the
25 subject areas is estimated at 2,058 as nearly as may be
26 determined from available records.

27 SECTION 4. The ballot title, as directed by statute,
28 should be substantially as follows:

1 A. Shall the area as described in this ordinance of
 2 unincorporated King County commonly known as Woodmont be
 3 annexed to and be a part of the City of Des Moines and shall
 4 all property within the area, upon annexation, assume a pro-
 5 rata portion of the existing voter-approved bonded
 6 indebtedness of the city of Des Moines, limited to such
 7 bonded indebtedness for the construction of a police station,
 8 including purchase of land and equipment as described in city
 9 of Des Moines Ordinance No. 1136?

10 YES _____

11 NO _____

12
 13 SECTION 5. The boundaries of the territory proposed for
 14 annexation are hereby described as follows:

15 Thence leaving the city limits line of the City of Kent as
 16 annexed by Ordinance No. 1002 and going southerly along said
 17 westerly margin of Pacific Highway South (Seattle-Tacoma
 18 Road) (State Road No. 1) (US 99) to its intersection with the
 19 south margin of South 272nd Street;

20 Thence westerly along said south margin to the easterly
 21 margin of Marine View Drive South (12th Place South) as
 22 vacated by King County Ordinance No. 3429, on September 26,
 23 1977;

24 Thence southwest along said margin as vacated to the point of
 25 intersection with the westerly extension of the south line of
 26 the north half of Government Lot 1, Section 32, Township 22
 27 North, Range 4 East of the Willamette Meridian;

28 Thence easterly along said south line to the east line of the
 29 west half of the northeast quarter of said Section 32;

30 Thence southerly along said east line of the west half of the
 31 northeast quarter and the east line of the west half of the
 32 southeast quarter of said section to the south line thereof,
 33 said point also being on the city limits line of the City of
 34 Federal Way as incorporation by Ordinance No. 8779;

35 Thence along said city limits line of the City of Federal Way
 36 the following courses:

37 Westerly along said south line of said section to the west
 38 margin of Redondo Way South;

39 Thence northerly along said margin to the northeast corner of
 40 Tract A of the plat of Marine Hills East as recorded in
 41 Volume 97 of plats at Pages 76-77, records of King County,
 42 Washington;

1 Thence westerly along the north line of said Tract A to the
2 northwest corner thereof, also being the southeast corner of
3 Lot 63 of said plat;

4 Thence northerly, westerly, southerly, and northwesterly
5 along the boundary of said plat to the northern most point of
6 Lot 76 of said plat, said point also being the eastern most
7 corner of Lot 6 on the plat of Marine Hills No. 17, as
8 recorded in Volume 98 of plats at Pages 50-52, records of
9 King County;

10 Thence northwesterly to the most northern point on Lot 6 of
11 said plat;

12 Thence southwestery, southeasterly, and west along the
13 northwestery boundary of said plat to the northwest corner
14 of Lot 24 of said plat, said northwest corner being on the
15 north line of Government Lot 4 in Section 5, Township 21
16 north, Range 4 East of the Willamette Meridian;

17 Thence west along the north line of said Government Lot 4 to
18 the westerly line of the plat of Marine Hills West as
19 recorded in Volume 98, at Pages 53-55, records of King
20 County, Washington;

21 Thence southwestery and southeasterly along the westerly
22 line of said plat to its intersection with the east line of
23 said Government Lot 4;

24 SECTION 6. The notice of election shall be published as
25 required by law.

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SECTION 7. The Council hereby finds as a fact and declares that an emergency exists and that this ordinance is necessary for the immediate preservation of public peace, health or safety or for the support of county government and its existing public institutions.

INTRODUCED AND READ for the first time this 8th day of April, 1996.

PASSED by a vote of 13 to 0 this 8th day of April, 1996.

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

[Signature]
Chair

ATTEST:

[Signature]
Clerk of the Council

APPROVED this 19th day of April, 1996.

[Signature]
King County Executive

Attachments: