

December 9, 1998
kw/lcs
clerk 12/10/98

Introduced By: Cynthia Sullivan

Proposed No.: 98-738

ORDINANCE NO. **13384**

AN ORDINANCE approving the inclusion of a portion of tax lot 2121059145, located on Southeast Green Valley Road and formerly in the city of Auburn, into unincorporated King County pursuant to RCW 35.13.340.

Statement of Facts:

1. RCW 35.13.340 provides for the adjustment of municipal boundaries to include or exclude the remaining portion of a parcel of land located partially within and partially without the boundaries of a city. Such adjustments may take place without review by the boundary review board when approved by resolution of the county legislative authority and the governing body of the affected city.
2. Pursuant to RCW 35.13.340, the property owner of tax lot 2121059145 petitioned the city of Auburn, requesting an adjustment of the municipal boundary to exclude a 1.21 acre portion of the property, to allow for the construction of an agriculture-related facility under the jurisdiction of King County.
3. On June 1, 1998, the city of Auburn approved Resolution 2974, excluding that portion of tax lot 2121059145 from the city of Auburn and requesting that the King County council adopt legislation to complete the boundary adjustment as provided for in state law.

1 4. On September 21, 1998 the King County council adopted Ordinance
2 13273 amending the King County Comprehensive Plan and
3 excluding the 1.21 acre portion of Tax Lot 2121059145 from the
4 urban growth area and approving a land use designation of
5 agricultural production district with a corresponding zoning
6 classification of A-10 (agriculture, one dwelling unit per ten acres).

7 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

8 SECTION 1. There is hereby included within the boundaries of
9 unincorporated King County a 1.21 acre portion of tax lot 2121059145, as
10 indicated on the attached map. The property is legally described as follows:

11 Situated in the southeast quarter of section 21,
12 township 21, range 5 E. WM. King County,
13 Washington and more particularly described as
14 follows:
15 Beginning on a point on the Auburn City limits
16 as established by City of Auburn Ordinance No.
17 1278, said point being the intersection of the
18 south right of way line of the SE Green Valley
19 Road with the east boundary of southwest
20 quarter of the southeast quarter of said
21 section 21; thence north along said city limits
22 to the north boundary of said southwest quarter
23 of the southeast quarter of section 21; thence
24 west along said north boundary to the south
25 right of way line of said SE Green Valley Road;
26 thence southeasterly along said right of way
27 line to the point of beginning.
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13384

1 In accordance with Ordinance 13273, the land use designation of this property shall be
2 agricultural production district and the zoning classification shall be A-10 (agriculture, one
3 dwelling unit per ten acres).

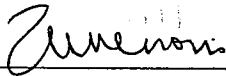
4 INTRODUCED AND READ for the first time this 14th day of December, 1998.

5 PASSED by a vote of 12 to 0 this 18th day of December, 1998.

6 KING COUNTY COUNCIL
7 KING COUNTY, WASHINGTON

8 
9 Chair

10 ATTEST:

11 
12 Clerk of the Council

13 APPROVED this 21 day of December, 1998.

14 
15 King County Executive

- 16 Attachments:
17 A. Map
18 B. City of Auburn Resolution No. 2974

13384

1998 King County Comprehensive Plan Proposed Land Use Amendment

 **King County**
Department of Development and Environmental Services
Geographic Information System

This map is intended for planning purposes only and is not guaranteed to show accurate measurements.

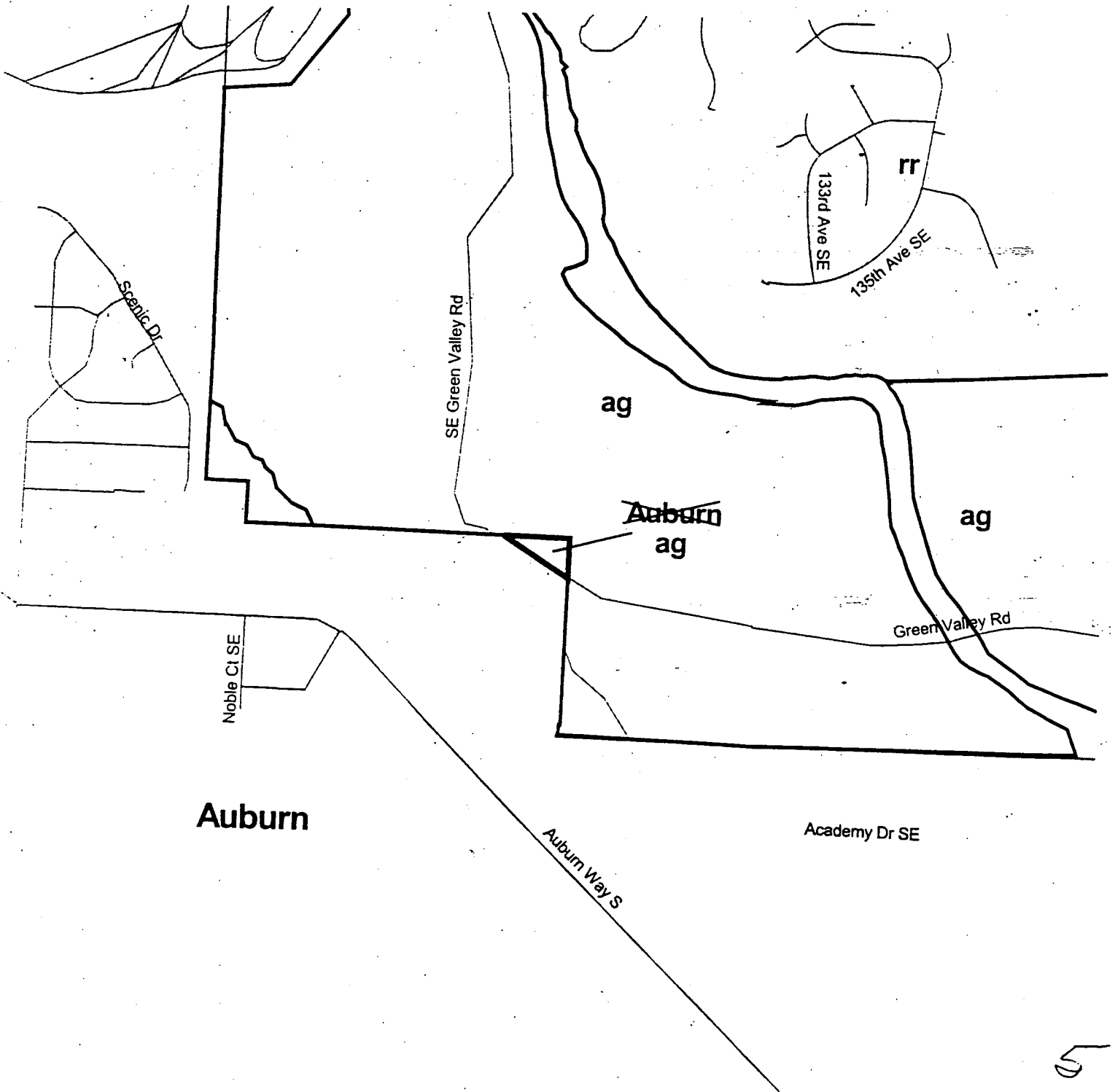


0.1 0 0.1 0.2 Miles

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Property: Portion of Tax Lot 2121059145
Proposed Land Use Change: Auburn (Incorporated City) to ag (Unincorporated King County)
1998 Amendment Number:

 Incorporated Areas



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1998 King County Comprehensive Plan Proposed Zoning Amendment

King County
DDES Department of Development and Environmental Services
Geographic Information System

This map is intended for planning purposes only and is not guaranteed to show accurate measurements.

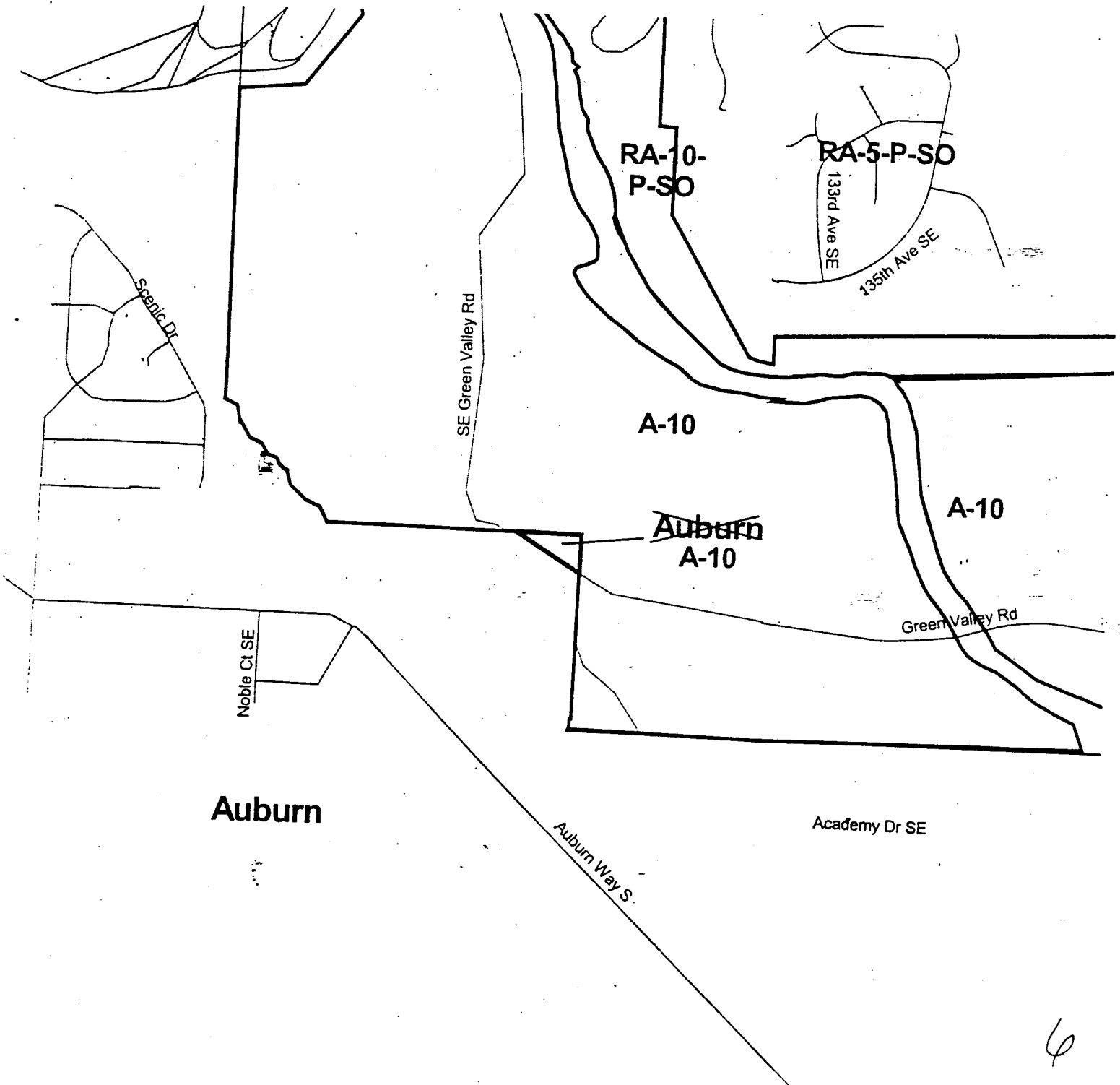


Property: Portion of Tax Lot 2121059145
Proposed Zoning Change: City of Auburn to King County Zone A-10
1998 Amendment Number:

 Incorporated Areas

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RESOLUTION NO. 2 9 7 4

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A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AUBURN, WASHINGTON, EXCLUDING A 1.21 ACRE PARCEL OF PROPERTY FROM THE CITY OF AUBURN LOCATED ON THE SOUTHEAST GREEN VALLEY ROAD.

WHEREAS, pursuant to RCW 35.13.340 the City of Auburn has received a petition from BURR W. MOSBY requesting that a 1.21 acre parcel of property be excluded from the City of Auburn and included into unincorporated King County; and

WHEREAS, petitioner owns property on the Southeast Green Valley Road, most of which is in agriculture use; and

WHEREAS, petitioner owns approximately 68.83 acres of which 6.25 acres is within the City of Auburn zoned RR (Rural Residential), and the remainder is in unincorporated King County zoned Agriculture; and

WHEREAS, most of the property that is within the City is on the south side of the Green Valley Road and containing a home, wherein the subject 1.21 acres is on the north side of Green Valley Road and is used for agriculture. The remaining acreage is also on the north side of the road and also used for agriculture; and

WHEREAS, petitioner has previously approached the City about building a packing shed/barn and office on the 1.21 acre parcel; and

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WHEREAS, this 1.21 acre parcel of property is zoned RR, which is essentially a single family zone, the City could not permit the request; and

WHEREAS, after further discussions with petitioner and King County, it was determined that King County would allow "de-annexing" the property and to allow such a use in its Agriculture zoning district; and

WHEREAS, de-annexing property is allowed pursuant to RCW 35.13.340 wherein the property owner must own property that is partially within and partially without the boundaries of the City and the property owner has made such a request for the de-annexation;

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUBURN, WASHINGTON, AS FOLLOWS:

Section 1. The City of Auburn hereby pursuant to RCW 35.13.340 approves this exclusion of property from the City of Auburn and inclusion of the property into the unincorporated King County and requests that the King County Council approve the same.

Section 2. The 1.21 acre parcel of property to be excluded from the City of Auburn and included into unincorporated King County is legally described as follows:

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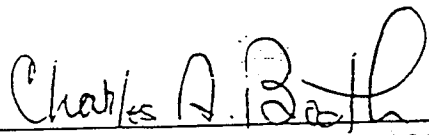
SITUATE IN THE SOUTHEAST QUARTER OF SECTION 21,
TOWNSHIP 21, RANGE 5 E. WM. KING COUNTY,
WASHINGTON AND MORE PARTICULARLY DESCRIBED AS
FOLLOWS:

BEGINNING ON A POINT ON THE AUBURN CITY LIMITS
AS ESTABLISHED BY CITY OF AUBURN ORDINANCE NO.
1278, SAID POINT BEING THE INTERSECTION OF THE
SOUTH RIGHT OF WAY LINE OF THE SE GREEN VALLEY
ROAD WITH THE EAST BOUNDARY OF SOUTHWEST
QUARTER OF THE SOUTHEAST QUARTER OF SAID
SECTION 21; THENCE NORTH ALONG SAID CITY LIMITS
TO THE NORTH BOUNDARY OF SAID SOUTHWEST QUARTER
OF THE SOUTHEAST QUARTER OF SECTION 21; THENCE
WEST ALONG SAID NORTH BOUNDARY TO THE SOUTH
RIGHT OF WAY LINE OF SAID SE GREEN VALLEY ROAD;
THENCE SOUTHEASTERLY ALONG SAID RIGHT OF WAY
LINE TO THE POINT OF BEGINNING.

Section 3. The Mayor is hereby authorized to implement
such administrative procedures as may be necessary to carry
out the directives of this legislation.

DATED this 1st day of June, 1998.

CITY OF AUBURN



CHARLES A. BOOTH
MAYOR

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ATTEST:



Danielle E. Daskam,
City Clerk

APPROVED AS TO FORM:



Michael J. Reynolds,
City Attorney

CHARLES A. BOOTH, MAYOR
Danielle Daskam, City Clerk
Cathy Richardson, Deputy City Clerk
Tamie Bothell, Records/License Clerk



AUBURN CITY CLERK
25 West Main, Auburn, WA 98001
City Clerk: (253) 931-3039
Business Registration: (253) 931-3007 Fax: (253) 288-3

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STATE OF WASHINGTON))
COUNTY OF KING) ss.

I, Danielle Daskam, the duly appointed, qualified City Clerk of the City of Auburn, a Municipal Corporation and Code City, situate in the County of King, State of Washington, do hereby certify that the foregoing is a full, true and correct copy of Resolution No. 2974 of the resolutions of the City of Auburn, entitled "RESOLUTION NO. 2974."

I certify that said Resolution No. 2974 was duly passed by the Council and approved by the Mayor of the said City of Auburn on the 1st day of June, 1998.

Witness my hand and the seal of the City of Auburn this 3rd day of June, 1998.

Danielle Daskam
Danielle Daskam, City Clerk
City of Auburn