

TOWN OF WOODWAY

RESOLUTION 18-406

A RESOLUTION OF THE TOWN COUNCIL FOR THE TOWN OF WOODWAY, WASHINGTON, FORMALLY EXPRESSING ITS INTENT TO ANNEX, PURSUANT TO RCW 35A.14.295, TERRITORY LOCATED ADJACENT TO THE CURRENT TOWN LIMITS AND WITHIN ITS MUNICIPAL URBAN GROWTH AREA, AND SETTING A DATE FOR PUBLIC HEARING ON THIS RESOLUTION

WHEREAS, the Town of Woodway (“Town”) and Snohomish County (“County”) are required to plan under RCW 36.70A, the State’s Growth Management Act, for growth within unincorporated areas of the County designated for urban growth and future annexation; and

WHEREAS, both the Comprehensive Plans of the Town and the County reflect this planning through the designation of an urban unincorporated area as the Town’s municipal urban growth area (“MUGA”), depicted on Exhibit A, which is attached hereto and incorporated by this reference as if set forth in full; and

WHEREAS, the Town’s MUGA is adjacent to and within the same County-designated urban growth area as the Town; and

WHEREAS, the Town has planned for future urban growth within the Town’s MUGA and annexation of the MUGA to the Town through the preparation of the *Woodway Municipal Urban Growth Area Subarea Plan* (“Subarea Plan”); and

WHEREAS, the Town’s Subarea Plan and related policies were adopted by the Town Council on August 5, 2013, and provide for specific zone districts to implement the goals and policies of said Subarea Plan upon annexation of properties within the MUGA to the Town; and

WHEREAS, the Subarea Plan is incorporated into the Town’s Comprehensive Plan, which has been reviewed and approved by the Washington State Department of Commerce as compliant with the State Growth Management Act and the Puget Sound Regional Council as consistent with the region’s growth and transportation strategy; and

WHEREAS, the Town has previously adopted, in Woodway Municipal Code Chapter 14.40, pre-annexation zoning for its MUGA that will be applicable upon annexation; and

WHEREAS, the Town’s pre-annexation zoning for its MUGA includes a mixed-use Urban Village district at Point Wells; and

WHEREAS, the Town and the County on September 26, 2016, executed an interlocal agreement to facilitate the annexation and development of the Town’s MUGA, as amended on September 7, 2018; and

WHEREAS, RCW 35A.14.295, .297 and .299 establish a process by which legislative bodies of code cities such as the Town may, by resolution and subsequent ordinance, annex unincorporated territory having 80 percent of the boundaries of such territory contiguous to the code city; and

WHEREAS, the Town Council for the Town has determined that the above referenced process is the most appropriate mechanism under state law to annex the remainder of the Town's MUGA; and

WHEREAS, the Town Council desires to hold a public hearing on this Resolution, inviting interested persons to testify for and against the proposed annexation.

NOW, THEREFORE, the Town Council of the Town of Woodway does hereby resolve as follows:

Section 1. The Town Council of the Town of Woodway hereby declares its intent to annex the remaining unincorporated area within the Town's MUGA ("Annexation Area") pursuant to RCW 35A.14.295, .297 and .299.

Section 2. The boundaries of the proposed Annexation Area are described and depicted on Exhibits B and C to this resolution, which are attached hereto and incorporated by this reference as if set forth in full. The boundaries of the Annexation Area are approximately 96% contiguous with the Town.

Section 3. The Annexation Area includes residential property owners and approximately two voters.

Section 4. The Town intends that, upon annexation, the Town's previously adopted pre-annexation zoning, contained in Chapter 14.40 of the Woodway Municipal Code, will be applicable to the Annexation Area. Furthermore, the Annexation Area shall be subject to the existing indebtedness of the Town upon annexation.

Section 5. The Town Council hereby schedules a public hearing on this Resolution concerning the proposed annexation at the Town Council meeting of November 5, 2018, starting at 7 p.m., in the Town Hall Council Chambers, located at 23920 113th Place West, Woodway, WA 98020. Notice of the hearing will be given by publication in the Everett Herald at least once a week for two weeks prior to the date of the hearings.

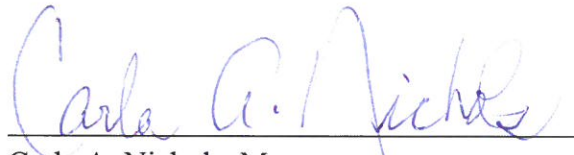
Section 6. The Town Council hereby authorizes the Mayor to file a Notice of Intention to Annex, along with any other necessary documents, with the Snohomish County Boundary Review Board and any other necessary party in accordance with the laws of the State of Washington.

Section 7. The Town Clerk-Treasurer is authorized to make any necessary corrections to this resolution and its exhibits, including but not limited to, the correction of scrivener's/clerical errors, references, resolution numbering, section/subsection numbers and any reference thereto.

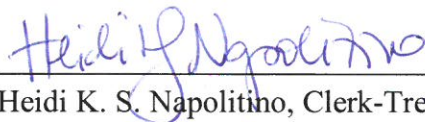
Section 8. If any portion of this resolution is found or rendered invalid or ineffective, all remaining provisions shall remain in full force and effect. Any act consistent with this Resolution and prior to the effective date of this Resolution is hereby ratified and affirmed.

PASSED this 14th day of October 2018 by the Town Council of the Town of Woodway.

TOWN OF WOODWAY


Carla A. Nichols, Mayor

ATTEST:

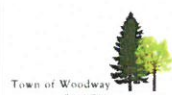
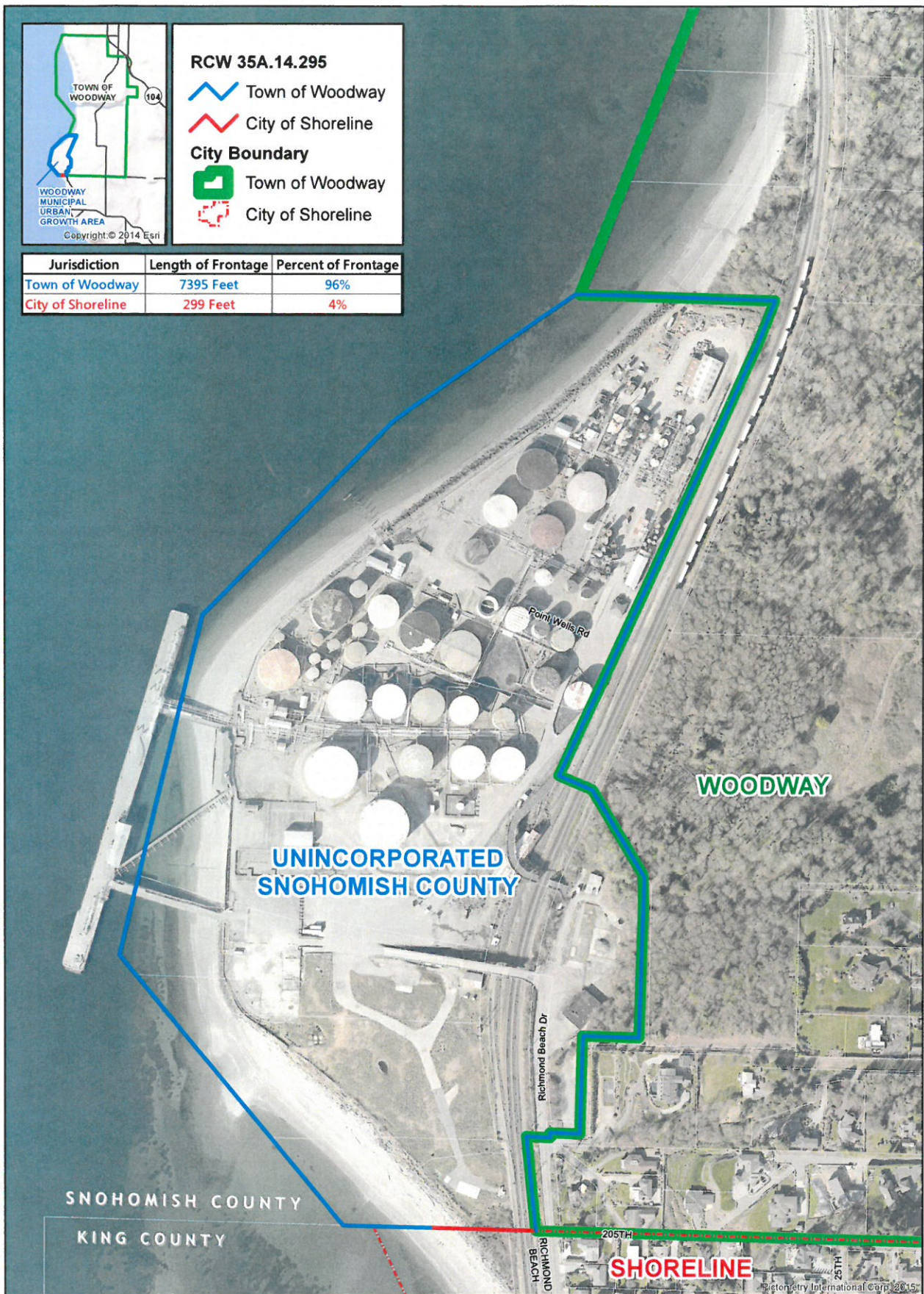

Heidi K. S. Napolitano, Clerk-Treasurer



RCW 35A.14.295

- Town of Woodway
- City of Shoreline
- City Boundary**
- Town of Woodway
- City of Shoreline

Jurisdiction	Length of Frontage	Percent of Frontage
Town of Woodway	7395 Feet	96%
City of Shoreline	299 Feet	4%



WOODWAY MUNICIPAL URBAN GROWTH AREA

TOWN OF WOODWAY

0 250 500
Feet

DRAWING IS NOT TO SCALE IF BAR IS NOT 2" LONG.
Note: These layers represent themes requiring further planning and design. They are conceptual and under no circumstances should be continued as final plans for specific sites or areas.

Woodway Annexation Area Legal Description

That portion of the southwest quarter of Section 35, Township 27 North, Range 3 E., W.M., described as follows:

Commencing at the center of said Section 35;

Thence west along the east and west centerline of said Section 35 to the westerly right-of-way line of the Seattle and Montana Railway Company, now known as the Burlington Northern Santa Fe Railway Company and the Point of Beginning;

Thence along the existing City Boundary, as established by the articles of incorporation of the Town in 1958 and revised by Ordinance numbers 97-325 and 16-572, the following courses: south, along said westerly right-of-way line to a point opposite the most westerly corner of Parcel 1 of Snohomish County Boundary Line Adjustment No. 04-109874, recorded under Auditor's File No. 200405180215;

Thence at a right angle to the right of way, South $65^{\circ}57'14''$ East, 100 feet to the easterly margin of said right-of-way and said most westerly corner of said Parcel 1;

Thence South $31^{\circ}23'34''$ East, along the westerly line of said parcel, 291.15 feet; Thence South $1^{\circ}11'56''$ West, along the west line of said parcel, 455.24 feet;

Thence west 157 feet, to the intersection with a west line of the Bundrant property as recorded in a Statutory Warranty Deed recorded under Auditors File number 200510190704 records of Snohomish County;

Thence South, along said west line, 269.23 feet; Thence west to the east line of the County Road, (Heberlein Road as now vacated by Volume 44 of Commissioners records, Page 44 on February 26, 1962);

Thence south along said east line to the northwest corner of the Briggs Short Plat as recorded under Auditors File No. 9002090297 and shown on a Record of Survey of said Short Plat filed for record in Book No. 42 at Page 20, under Auditor's File No. 9402015006, all in Snohomish County, Washington;

Thence westerly for a distance of 86.41 feet, more or less, along the southerly boundary of the vacated portion of Heberlein Road, as shown in a vacation of County Road right-of-way, dated February 26, 1962, to a point on the north line of the E.L. Reber Tract and the intersection with the easterly right-of-way of the Burlington Northern Railway Company, formerly known as the Great Northern Railway Company;

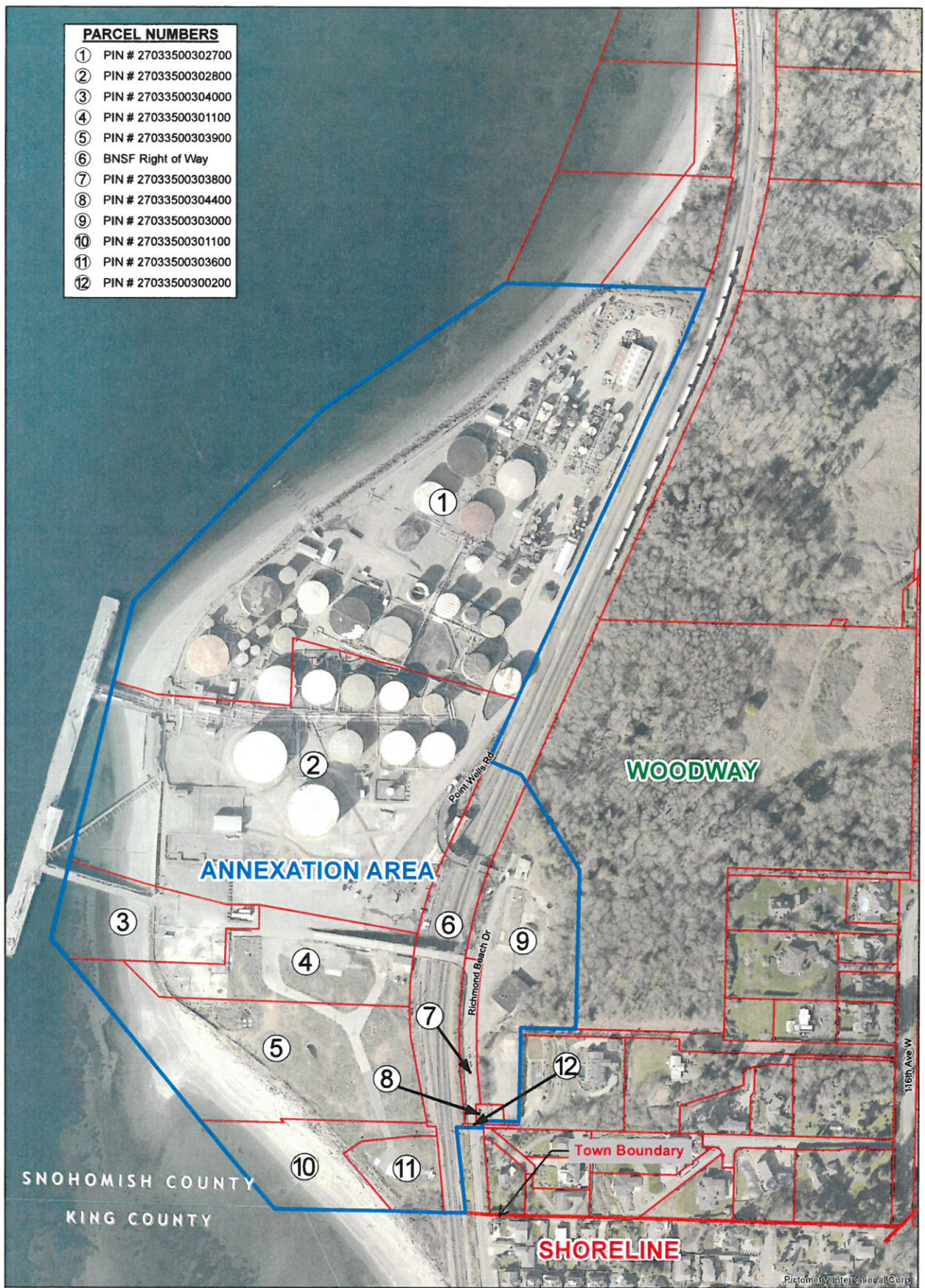
Thence south along said easterly right of way to the south line of said Section 35;

Thence, leaving the existing City Boundary, west along said south line of Section 35, to the inner harbor line in front of said Section 35,

Thence northwesterly, northerly and northeasterly, along the inner harbor line, to the north line of the southwest quarter of Section 35 and the existing City Boundary,

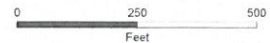
Thence east along said north line to the Point of Beginning.

PARCEL NUMBERS	
①	PIN # 27033500302700
②	PIN # 27033500302800
③	PIN # 27033500304000
④	PIN # 27033500301100
⑤	PIN # 27033500303900
⑥	BNSF Right of Way
⑦	PIN # 27033500303800
⑧	PIN # 27033500304400
⑨	PIN # 27033500303000
⑩	PIN # 27033500301100
⑪	PIN # 27033500303600
⑫	PIN # 27033500300200



WOODWAY ANNEXATION AREA

TOWN OF WOODWAY



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