

ORDINANCE NO. 2355

AN ORDINANCE of the City of Port Angeles annexing Federally owned land on Ediz Hook and adjacent tidelands and harbor area.

WHEREAS, Substitute House Bill 253, which became effective July 28, 1985, provides that a code city may annex unincorporated Federally owned area contiguous to the City by adopting an ordinance providing for the annexation and acknowledging an agreement of the annexation by the government of the United States; and

WHEREAS, SHB 253 also provides that the City shall provide written notice of the proposed annexation to the legislative authority of the county at least thirty (30) days before the city proposes to adopt the annexation ordinance and precludes adopting the ordinance if within twenty-five (25) days of receipt of the notice the county legislative authority adopts a resolution opposing the annexation and making a finding that the proposed annexation will have an adverse fiscal impact on the county or road district; and

WHEREAS the United States Government, acting by and through the United States Coast Guard, which exercises exclusive legislative jurisdiction on the land to be annexed, has agreed to the proposed annexation, provided that the annexation does not alter Federal ownership of the land or affect Federal jurisdiction over it; and

WHEREAS, the Board of Clallam County Commissioners has been given thirty (30) days' notice of the proposed annexation and has not adopted a resolution in opposition; and

WHEREAS, the purpose of the annexation is to allow consistent regulation of the entire Port Angeles Harbor area and to allow provision of City services such as Medic I, to the Coast Guard base; and

WHEREAS, the requirements of Chapter 43.21C RCW have been met;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF PORT ANGELES DOES ORDAIN as follows:

Section 1. All of the area described in the attached Exhibit "A", which area is contiguous to and east of the present City limits on Ediz Hook, is owned by the Federal government and is now occupied by the Coast Guard Base, including all the tide-lands on each side of said area and the entire Port Angeles Harbor area from the end of Ediz Hook to the eastern City boundary on the mainland, is hereby annexed to the City limits of Port Angeles and shall be subject to the municipal jurisdiction of the City, provided that said jurisdiction shall neither alter Federal ownership of the land area hereby annexed nor affect Federal jurisdiction over said area, in accordance with the terms of the agreement of the United States to the annexation, which agreement is hereby acknowledged.

Section 2. This ordinance shall take effect as provided by law.

PASSED by the City Council of the City of Port Angeles at a regular meeting of said Council held on the 3rd day of September, 1985.

Charles D. Whidden
MAYOR

ATTEST:

Sherie L. Anderson
Deputy City Clerk

APPROVED AS TO FORM:

Craig D. Knutson
Craig D. Knutson, City Attorney

PUBLISHED: September 8, 1985

EXHIBIT "A"

Annexation of Coast Guard Area

Legal Description

All that tract of land reserved for lighthouse purposes by Executive Order No. 753 of February 10, 1908, bounded on the west by that portion of out-lot seven annexed to the City of Port Angeles by Ordinance No. 483 passed February 2, 1915, and effective February 10, 1915, and extending easterly to include the balance of out-lot seven, all of out-lots eight, nine, ten and eleven, all in Township thirty-one north, range six west, Willamette Meridian, of the Ediz Hook or False Dungeness Lighthouse Reservation, Washington; also all the tidelands on the Strait of Juan de Fuca and on Port Angeles harbor abutting on those portions of the Ediz Hook Lighthouse Reservation heretofore described and including all the tidelands on each side of the said Ediz Hook and all of Port Angeles Bay or all that part thereof not now within the city limits.