

**CITY OF LIBERTY LAKE
SPOKANE COUNTY, WASHINGTON
ORDINANCE NO. 99**

**AN ORDINANCE OF THE CITY OF LIBERTY LAKE, WASHINGTON,
ESTABLISHING THE DATE FOR AN ELECTION TO ANNEX PROPERTY
DESCRIBED ON EXHIBIT A (ATTACHED HERETO) TO THE CITY OF LIBERTY
LAKE, REQUESTING THE COUNTY AUDITOR SET AN ELECTION DATE,
PROVIDING FOR NOTICE OF THE ELECTION AND A BALLOT TITLE.**

WHEREAS, RCW Chapter 35A.14 authorizes the City Council to call for an election on the question of annexing certain property to the City;

WHEREAS, the City Council adopted Resolution No. 02-44 and determined it was in the best interest and general welfare of the City that the land described on Exhibit A be annexed to and become part of the City of Liberty Lake;

WHEREAS, the City Council has conducted public hearings in order to receive information and take testimony on the proposed annexation with the City Council determining it is in the best interest of the City to annex the property described on Exhibit A.

WHEREAS, the annexation proposal has been forwarded by the City to the Spokane County Boundary Review Board which after due consideration and receipt of testimony approved the annexation proposal submitted by the City including a consideration of those matters set forth in RCW 36.93.170; and

WHEREAS, the City Council desires to annex the property described on Exhibit A provide for the levy of taxes at the same rate and on the same basis as property presently located in the City and request that the County Auditor call for an election on the annexation proposal.

NOW, THEREFORE, the City Council of the City of Liberty Lake, Washington, do ordain as follows:

Section 1. Special Election. The City of Liberty Lake pursuant to RCW 35A.14.050 does hereby request that the County Auditor call a special election on November 5, 2002 on the question of annexing property to the City. The annexation proposal as approved by the Boundary Review Board shall be submitted to voters of the territories proposed to be annexed.

The purpose of the special election is to submit two annexation proposals to the qualified voters within the territories to be annexed including whether the property so annexed shall be assessed and taxed at the same rate and on the same basis as other property within the City of Liberty Lake to pay for all or a portion of the outstanding indebtedness of the City.

Section 2. Description of Areas Proposed for Annexation. The boundaries of the areas proposed for annexation by the City of Liberty Lake are described on the attached Exhibit A which is attached hereto and incorporated herein. Exhibit A describes two separate territories proposed for annexation.

Section 3. **Notice of Election.** The City Clerk shall post, for at least two weeks prior to the date of the election, in four public places within the area proposed to be annexed and publish, at least, once a week for two weeks prior to the date of election in a newspaper of general circulation within the limits of the territory proposed to be annexed, a notice, which is in substantially the following form:

The City of Liberty Lake has received petitions for annexation of the area described in City Ordinance 99 and depicted on the below map. Resolution 02-44 of the City Council of Liberty Lake states the objects of the election including the desire to incorporate new land as part of the City. All City services will be extended to the annexed territory with taxes imposed at the same rate and same basis as other property in the City. Voters may cast ballots on November 5, 2002 either "for annexation" or "against annexation". Further information may be obtained from the City of Liberty Lake.

Section 4. **Ballot Title.** The ballot title should be in substantially the following form:

Proposition A:

Proposition A concerns the annexation of an unincorporated contiguous area described in City of Liberty Lake Ordinance No. 99, adopted September 3, 2002. The area annexed shall become part of the City of Liberty Lake and if the proposition is approved will be assessed and taxed at the same rate and on the same basis as the property within the City of Liberty Lake to pay for all or any portion of the outstanding indebtedness of the City of Liberty Lake. Shall the property described in the City of Liberty Lake Ordinance No. 99 be annexed?

For Annexation _____

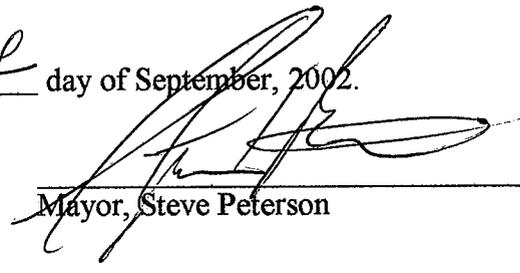
Against Annexation _____

Section 5. **Date of Annexation.** Upon approval by the qualified voters within the territory to be annexed, the City Council establishes November 15, 2002 (unless otherwise required by law) as the effective date of annexation after which the annexed territory shall be considered part of the City of Liberty Lake. The City pursuant to RCW 35A.14.330 and RCW 35A.14.340 shall prepare and adopt zoning regulations which shall regulate the territory on the effective date of the annexation.

Section 6. **Severability.** If any section, sentence, clause or phrase of this Ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this Ordinance.

Section 7. **Effective Date.** This Ordinance shall be in full force and effect five (5) days after publication of this Ordinance or a summary thereof in the official newspaper of the City as provided by law.

PASSED by the City Council this 3rd day of September, 2002.



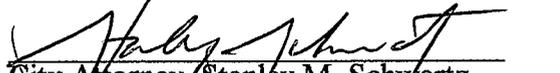
Mayor, Steve Peterson

ATTEST:



City Clerk-Treasurer, Arlene Fisher

APPROVED AS TO FORM:



City Attorney, Stanley M. Schwartz
Date of Publication: 9/5/02
Effective Date: 9/10/02

