

**ORDINANCE NO. 1942-18**

**AN ORDINANCE OF THE CITY OF MILTON, WASHINGTON, PROVIDING FOR ANNEXATION TO MILTON OF UNINCORPORATED KING COUNTY TERRITORY KNOWN AS HILL CREEK, AND FOR SIMULTANEOUS ADOPTION OF MILTON ZONING FOR THE ANNEXATION; SETTING AN EFFECTIVE DATE; PROVIDING FOR PUBLICATION OF SAID EFFECTIVE DATE AT LEAST ONCE A WEEK FOR TWO WEEKS AFTER PASSAGE; AND ESTABLISHING A REFERENDUM PROCESS APPLICABLE TO THE ANNEXATION**

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WHEREAS, the Milton City Council on April 16, 2018 passed Resolution 1903-18, which stated the Council's intent to annex to Milton via the island annexation method established in RCW 35A.14.295, .297 and .299 that unincorporated King County territory known as Hill Creek; and

WHEREAS, in accordance with Resolution 1903-18 and the above-cited state laws, the City has scheduled a hearing on the proposed annexation for May 7, 2018 and May 21, 2018 and, pursuant to state law, has given notice of such hearing by publication in the Tacoma News Tribune; and

WHEREAS, the Milton City Council has determined that the interests of the Citizens of Milton and of Hill Creek would be served by annexation to Milton;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MILTON, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. The unincorporated King County territory known as Hill Creek, depicted and described in Exhibit A, is hereby annexed to the City of Milton, and is simultaneously assigned Milton zoning of Single Family Residential.

Section 2. The recitals and provisions of Resolution 1903-18 are affirmed except that Hill Creek property owners shall not be required to assume any of the outstanding bonded indebtedness of the City of Milton.

Section 3. The effective date of annexation and assignment of Milton zoning shall be Pursuant to state law, notice of said effective date of annexation and of adoption of Milton zoning, together with a description of the annexation, shall be published at least once each week for two weeks subsequent to passage of this ordinance in The Tacoma News Tribune, which is the official newspaper of record of the City of Milton.

Section 4. This annexation ordinance shall be subject to referendum for 45 days after its passage. Pursuant to RCW 35A.14.299, upon the filing of a timely referendum petition signed by qualified electors in number equal to not less than 10 percent of the votes cast in the last general state election in the annexation area, the question of annexation shall be submitted to the voters of the Hill Creek in a general election if one is to be held within 90 days or at a special election called for that purpose according to RCW 29A.04.330. Notice of such election shall be given as provided in RCW 35A.14.070 and the election shall be conducted as provided in RCW 35A.29.151. The annexation shall be deemed approved by the voters unless a majority of the votes cast on the proposition are in opposition thereto. After the expiration of the

45<sup>th</sup> day from but excluding the date of passage of this annexation ordinance, which 45<sup>th</sup> day is July 5, 2018, if no timely and sufficient referendum petition has been filed, Hill Creek shall become a part of Milton on the effective date of July 5, 2018.

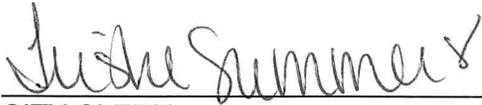
Section 5. SEVERABILITY. If any section, sentence, clause or phrase of this ordinance should be held to be invalid by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this ordinance.

Passed by the Milton City Council the 21st day of May 2018, and approved by the Mayor, the 21<sup>st</sup> day of May 2018.



SHANNA STYRON SHERRELL, MAYOR

ATTEST/AUTHENTICATED:



CITY CLERK

APPROVED AS TO FORM:

BY: approved by email 5/21/18  
CITY ATTORNEY

FILED WITH THE CITY CLERK: May 21, 2018  
PASSED BY THE CITY COUNCIL: May 21, 2018  
PUBLISHED: 5/21/5/31/18  
EFFECTIVE DATE: July 5, 2018  
ORDINANCE NO. 1942-18



## Legal Description for Hill Creek Annexation

All of Regency Woods Division Number 4 according to the Plat thereof recorded in Volume 156, Pages 32 through 37, Records of King County, Washington, together with;

All of Hill Creek Division Number 2 according to the Plat thereof recorded in Volume 167 of Plats, Pages 29 through 31, in King County, Washington, and;

Lot 15, Block 24 of Curtis' Addition to East Tacoma as recorded in Volume 4, at Page 45 in Section 33, T21N, R4E, WM, in King County Washington, together with;

A Portion of Block 24 of Curtis' Addition to East Tacoma as recorded in Volume 4, at Page 45 in Section 33, T21N, R4E, WM, in King County Washington, more described as King County Parcel Number 241874001655, together with;

A portion of Tract A of the Plat of Sterling Crest as recorded in Volume 176 of Plats, Pages 25 through 28, records of King County, Washington, together with;

All roads and tracts included in the above-described areas.