

RESOLUTION NO. R-2017-120

A RESOLUTION authorizing execution of the Agreement to Adjust Boundary Lines with the City of Union Gap Pursuant to RCW 35 13 310.

WHEREAS, the City of Yakima and the City of Union Gap share a common boundary—generally the northern boundary of Union Gap and the southerly boundary of a portion of the City of Yakima, and

WHEREAS, there are portions of the boundary between the two cities that separate the cities by a portion of the right-of-way of a public street, road or highway, or where the two cities are separated at the centerline of a right-of-way of a public street, road or highway; and

WHEREAS, the City of Yakima and the City of Union Gap wish to enter into an agreement to alter the portions of the boundary between the two cities which will eliminate these situations and create a common boundary in those areas on the edge of the right-of-way of the public street, road or highway rather than cutting through them, and

WHEREAS, the two cities agree that altering the boundaries in this way will be more consistent with effective maintenance, permitting and planning by ensuring that roadways are not split between the two jurisdictions, which complicates operation and maintenance of the roadways and associated facilities, and

WHEREAS, state law allows cities which share common boundaries to adjust the boundary lines between them where they share a common boundary within a right-of-way of a public street, road, or highway, or the two cities have a portion of their boundaries separated only by all or a part of the right-of-way of a public street, road or highway by entering into an agreement to do so, and

WHEREAS, a boundary line adjustment done pursuant to RCW 35 13 310 is not subject to review by a boundary review board, and

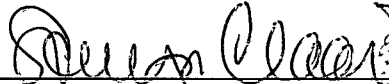
WHEREAS, the City Council of the City of Yakima finds that it is in the best interests of the City and its residents to enter into an Agreement to Adjust Boundary Lines Between the City of Yakima and the City of Union Gap Pursuant to RCW 35 13 310, which is attached hereto and fully incorporated herein, now, therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF YAKIMA:


The City of Yakima agrees to adjust its boundary lines with the City of Union Gap as outlined in the Agreement, and authorizes the City Manager to sign the Agreement to Adjust Boundary Lines Between the City of Yakima and the City of Union Gap Pursuant to RCW 35.13.310

ADOPTED BY THE CITY COUNCIL this 3rd day of October, 2017.

ATTEST.


Sonya Claar Tee, City Clerk




Kathy Coffey, Mayor

AGREEMENT TO ADJUST BOUNDARY LINES
BETWEEN THE CITY OF YAKIMA AND THE CITY OF UNION GAP
PURSUANT TO RCW 35.13.310

THIS AGREEMENT is made and entered into this 23rd day of October, 2017, by and between the City of Yakima (hereinafter referred to as "Yakima") and the City of Union Gap (hereinafter referred to as "Union Gap").

WHEREAS, Yakima and Union Gap share a common boundary—generally the northern boundary of Union Gap and the southerly boundary of a portion of Yakima, and

WHEREAS, there are portions of the boundary between the two cities that are separated only by a part of the right-of-way of a public street, road or highway; and

WHEREAS, Yakima and Union Gap wish to enter into an agreement to alter those portions of their boundaries that are necessary to eliminate these situations and create partial common boundaries on the edge of a right-of-way of the public street, road, or highway rather than cutting through them; and

WHEREAS, this agreement will eliminate those situations, and

WHEREAS, Yakima and Union Gap agree that the altering of the cities' boundaries will also be more consistent with effective maintenance, permitting and planning by ensuring that entire roadways are located within either Yakima or Union Gap, rather than having city limits run through the centerline or other partial areas of roadways or rights-of-way; and

WHEREAS, each city council has found that it is in the best interests of their respective city and its residents to enter into this Agreement;

NOW, THEREFORE, in consideration of the terms, conditions, and requirements contained herein, the recitals above and in the documents attached and fully incorporated herein, Yakima and Union Gap agree to the following boundary line adjustments:

1. PURPOSE

The purpose of this Agreement is to alter the boundaries of the City of Yakima and the City of Union Gap to eliminate common boundaries within a right-of-way of a public street, road or highway. This Agreement identifies the adjustments. Exhibit "A" provides a detailed legal description of the resulting Union Gap boundary.

2. RIGHTS-OF-WAY ADJUSTMENTS

a. The following-described rights-of-way shall now be within the City of Yakima jurisdictional boundaries:

1. 16th Avenue/Washington Avenue

That portion of 16th Avenue right-of-way lying Northerly of the following described line: Beginning on a point on the Westerly right-of-way line of said 16th Avenue, said point being 880 feet Southerly of the North line of the Southwest quarter of Section 36, Township 13 North, Range 18 East, W.M., said point being coincident with the Southerly line of the existing bridge of Wide Hollow Creek;

Thence Easterly along the Southerly edge of bridge to the Easterly right-of-way line of South 16th Avenue and the terminus of said line

2. 16th Avenue and Ahtanum Road

Beginning at the intersection of the Southerly right-of-way line of Ahtanum Road and the Westerly right-of-way line of South 16th Avenue; Thence Southerly along the Westerly right-of-way line of 16th Avenue to a point that is 300.00 feet South of the centerline of Ahtanum Road, Thence Easterly at right angles to the Easterly right-of-way of said 16th Avenue; Thence North along said right-of-way line to the Southerly right-of-way line of Ahtanum Road; Thence West to the Point of Beginning; AND TOGETHER WITH beginning at the intersection of the Southerly right-of-way line of Ahtanum Road and the Easterly right-of-way line of South 16th Avenue; Thence Easterly along the Southerly right-of-way line of Ahtanum Road to a point that is 300 00 feet East of the centerline of 16th Avenue; Thence North at right angles to the Northerly right-of-way line of said Ahtanum Road, Thence Westerly along said right-of-way line to the Easterly right-of-way line of 16th Avenue; Thence South to the Point of Beginning. EXCEPT reserving an easement for utilities as they now exist over the property described hereon.

3. Mead Avenue

Beginning at the intersection of the centerline of Mead Avenue and the Northerly extension of the West line of the Plat of EAST MEAD INDUSTRIAL PARK, according to the official plat thereof recorded in Volume "X" of Plats, page 7, records of Yakima County, Washington; Thence South along said extension to the South right-of-way line of Mead Avenue, Thence Easterly along said right-of-way line to the intersection of the Southerly right-of-way line of Mead Avenue and the Westerly right-of-way line of Interstate 82; Thence North along said right-of-way line of Interstate 82 to the centerline of Mead Avenue; Thence Westerly along said centerline to the Point of Beginning. EXCEPT reserving an easement for utilities as they now exist over the property described hereon.

4. Washington Avenue

Commencing at the intersection of the Westerly right-of-way line of 14th Street and the Southerly right-of-way line of Washington Avenue; Thence Westerly along the Southerly right-of-way line of Washington Avenue 150 feet to the Point of Beginning; Thence Northerly at a right angle to the Northerly right-of-way line of Washington Avenue; Thence Westerly along said right-of-way line to the Westerly line of Lot "A" of that Short Plat recorded under Auditor's File Number 7488898, records of Yakima County, Washington, Thence South to the Southerly right-of-way line of Washington Avenue; Thence Easterly along said right-of-way line to the Point of Beginning EXCEPT reserving an easement for utilities as they now exist over the property described hereon.

b The following-described rights-of-way shall now be within the City of Union Gap jurisdictional boundaries:

1 Valley Mall Boulevard and 10th Avenue

Beginning at the intersection of the South line of the North 10 acres of Lot 44, Plat of Section 36, Township 13 North, Range 18 East, W.M , recorded in Volume "E" of Plats, Page 36, records of Yakima County, Washington and the East line of the Southwest quarter of Section 36, Township 13 North, Range 18

East, W.M.; Thence West along said South line to the Southwesterly right-of-way line of Valley Mall Boulevard; Thence Southeasterly along said right-of-way line to the Westerly right-of-way line of 10th Avenue, Thence Southerly along said Westerly right-of-way line to the North line of the South 810.00 feet of the Southwest quarter of the Northwest quarter of Section 1, Township 12 North, Range 18 East, W.M ; Thence Easterly along said North line to the West line of the East 615 feet of said subdivision, Thence North along said East line to the South line of Government Lot 4 of said Section 1; Thence Westerly along said South line to the East line of the West 725 feet of said Lot 4; Thence North along said East line to the South line of Section 36, Township 13 North, Range 18 East, W.M., Thence Easterly along said South line to the East line of the Southwest quarter of said Section 36; Thence North along said East line to the Point of Beginning; EXCEPT reserving an easement to construct, operate, maintain, repair, replace and/or remove underground water, sewer and storm water improvements and facilities upon the entire right-of-way described herein, together with rights of ingress and egress to access the easement as necessary for the use and enjoyment of the easement herein granted; AND EXCEPT reserving an easement for traffic control devices, poles, and associated facilities and improvements as they now exist over the property described hereon, including the right to ingress and egress for maintenance and operation purposes.

2 Voelker Avenue and Whatcom Street

Beginning at the intersection of the centerline of Voelker Street and the Northerly right-of-way line of Whatcom Street; Thence East along said right-of-way line to the Easterly right-of-way line of Voelker Avenue, Thence Southerly along said right-of-way line to the South line of the North 344 00 feet of the Southeast quarter of the Northeast quarter of the Southwest quarter of said Section 31, Thence West to the centerline of Voelker Avenue; Thence North along said centerline to the Point of Beginning, EXCEPT reserving an easement to construct, operate, maintain, repair, replace and/or remove underground water, sewer and storm water improvements and facilities upon the entire right-of-way described herein, together with rights of ingress and egress to access the easement as necessary for the use and enjoyment of the easement herein granted; AND EXCEPT reserving an easement for traffic control devices, poles, and associated facilities and improvements as they now exist over the property described hereon, including the right to ingress and egress for maintenance and operation purposes.

3 Valley Mall Boulevard and Longfibre Road

Beginning at the intersection of the Easterly right-of-way line of Longfibre Road and the centerline of Valley Mall Boulevard; Thence North to the Northerly right-of-way line of Valley Mall Boulevard; Thence Easterly along said right-of-way line to the West line of the West 60 00 feet of the East 298.7 feet of the Southwest quarter of the Southwest quarter of Section 32, Township 13 North, Range 19 East, W.M.; Thence South to the centerline of said Valley Mall Boulevard, Thence West along said centerline to the Point of Beginning EXCEPT reserving an easement to construct, operate, maintain, repair, replace and/or remove underground water, sewer and storm water improvements and facilities upon the entire right-of-way described herein, together with rights of ingress and egress to access the easement as necessary for the use and enjoyment of the easement

herein granted, AND EXCEPT reserving an easement for traffic control devices, poles, and associated facilities and improvements as they now exist over the property described hereon, including the right to ingress and egress for maintenance and operation purposes

4. Old Town Road

Beginning at the intersection of the North Line of the South 208.7 feet of the Southwest quarter of the Southwest quarter of Section 32, Township 13 North, Range 19 East, W.M. and the West right-of-way line of Old Town Road, Thence Northerly along said right-of-way line to the Southerly line of that property referenced as Exception 3 as shown on that Record of Survey recoded under Auditor's File Number 7922162, records of Yakima County, Washington; Thence East to the centerline of Old Town Road, Thence South along said East line to the North Line of the South 208 7 feet of said subdivision; Thence West to the Point of Beginning; EXCEPT reserving an easement to construct, operate, maintain, repair, replace and/or remove underground water, sewer and storm water improvements and facilities upon the entire right-of-way described herein, together with rights of ingress and egress to access the easement as necessary for the use and enjoyment of the easement herein granted; AND EXCEPT reserving an easement for traffic control devices, poles, and associated facilities and improvements as they now exist over the property described hereon, including the right to ingress and egress for maintenance and operation purposes

5. Old Town Road/South 1st Street

Beginning at the intersection of the Westerly right-of-way line of Old Town Road and the Southwesterly right-of-way line of South 1st Street; Thence Northeasterly at a right angle to the centerline of said South 1st Street to the Southwesterly corner of Parcel "A" as shown on that Record of Survey recorded under Auditor's File Number 7396696, records of Yakima County, Washington, Thence Easterly along the South line of said Parcel "A" to the Southeast Corner of said Parcel "A", Thence South 64 feet; Thence Westerly to the Point of Beginning, EXCEPT reserving an easement to construct, operate, maintain, repair, replace and/or remove underground water, sewer and storm water improvements and facilities upon the entire right-of-way described herein, together with rights of ingress and egress to access the easement as necessary for the use and enjoyment of the easement herein granted, AND EXCEPT reserving an easement for traffic control devices, poles, and associated facilities and improvements as they now exist over the property described hereon, including the right to ingress and egress for maintenance and operation purposes

3. STREET LIGHTING, TRAFFIC SIGNALS, PERMITTING, PLANNING AND ENFORCEMENT

Street lighting, traffic signals, permitting, planning and enforcement shall be determined by an Interlocal Agreement between Yakima and Union Gap. In the event no Agreement exists, the jurisdiction in which the right-of-way is located shall have exclusive authority to dictate issues regarding lighting, traffic signaling, permitting, planning and enforcement, and must make prompt payment to the other jurisdiction if the lights and signals are so owned.

4 SERVICES

Wastewater, water and storm water services currently provided to properties by Union Gap or Yakima will continue to be provided by that jurisdiction. There is no transfer of water, storm water or wastewater facilities contemplated as part of this Agreement or by the boundary line changes, and the easements reserved herein pertain to such services. Utility providers shall apply for and receive permits for work within the rights-of-way from the jurisdictions in which the rights-of-way are located, including, but not limited to, work to replace and/or maintain utility lines.

5. SEVERABILITY

If any portion of this Agreement is changed per mutual agreement or any portion is held invalid, the remainder of the Agreement shall remain in full force and effect.

6. EFFECTIVE DATE

This Agreement is effective upon approval by each city's City Council.

7. RECORDING

This Agreement shall be recorded with the Yakima County Auditor's Office by the City of Union Gap. The City of Yakima shall reimburse the City of Union Gap for one-half of the cost of recording upon demand.

8 BOUNDARY REVIEW BOARD

This Agreement is not subject to review by the Boundary Review Board pursuant to RCW 35.13.310.

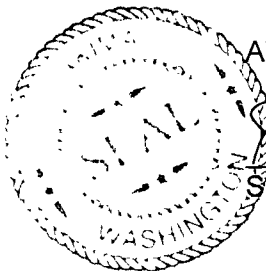
IN WITNESS WHEREOF, each party has caused this Agreement to be signed by its duly authorized officer or representative as of the date set forth below its signature.

CITY OF YAKIMA

CITY OF UNION GAP

Cliff Moore
By: Cliff Moore, City Manager
Date: Oct 4, 2017

Arlene Fisher Maurer
By: Arlene Fisher-Maurer, City Manager
Date: 10/27/2017



ATTEST:
Sonya Claar Tee
Sonya Claar Tee, City Clerk

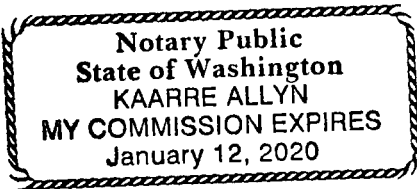
ATTEST:
Karen Clifton
Karen Clifton, City Clerk

CITY CONTRACT NO: 2017-167
RESOLUTION NO: R-2017-120

STATE OF WASHINGTON)
) ss.
County of Yakima)

On the 4th day of October, 2017, before me, a Notary Public in and for the State of Washington, duly commissioned and sworn, personally appeared Cliff Moore, to me known to be the City Manager of the City of Yakima, who executed the foregoing instrument and acknowledged said instrument to be the free and voluntary act and deed of the City of Yakima for the uses and purposes therein mentioned and on oath states that he is authorized to execute the said instrument.

WITNESS my hand and official seal this 4th day of October, 2017.

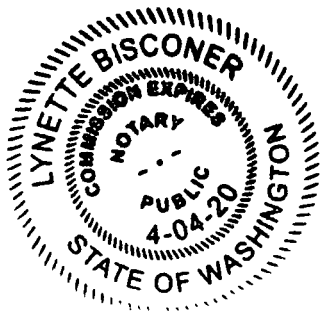


Kaarre Allyn
Print Name Kaarre Allyn
NOTARY PUBLIC in and for the State of
Washington, residing at: Yakima
My commission expires: 1-12-20

STATE OF WASHINGTON)
) ss.
County of Yakima)

On the 27th day of October, 2017, before me, a Notary Public in and for the State of Washington, duly commissioned and sworn, personally appeared Arlene Fisher-Maurer, to me known to be the City Manager of the City of Union Gap, who executed the foregoing instrument and acknowledged said instrument to be the free and voluntary act and deed of the City of Union Gap for the uses and purposes therein mentioned and on oath states that he is authorized to execute the said instrument.

WITNESS my hand and official seal this 27th day of October, 2017.



Lynette Bisconer
Print Name: Lynette Bisconer
NOTARY PUBLIC in and for the State of
Washington, residing at: Yakima Co
My commission expires 04/04/2020

EXHIBIT A

Boundary Between City of Union Gap and City of Yakima (revised 4-25-17)

Beginning at the intersection of the Southerly extension of the West line of that Short Plat recorded in Book 85 of Short Plats, Page 122, records of Yakima County, Washington, and the South right of way line of Ahtanum Road;

Thence Easterly along said right of way line to the Westerly right of way line of South 16th Avenue;

Thence Southerly along said right of way line to a point that is 300.00 feet South of the centerline of Ahtanum Road;

Thence Easterly at right angles to the Easterly right of way of said 16th Avenue;

Thence North along said right of way line to the Southerly right of way line of Ahtanum Road;

Thence Easterly along said right of way line to a point that is 300.00 feet East of the centerline of 16th Avenue;

Thence North at right angles to the Northerly right of way line of said Ahtanum Road;

Thence Westerly along said right of way line to the Easterly right of way line of 16th Avenue;

Thence Northerly along said right of way line to the north line of the Southeast quarter of the Northeast quarter of Section 2, Township 12 North, Range 18 East, W.M.;

Thence Easterly along said North line to the East line of said Section 2;

Thence South along said East line to the North line of the South 792.7 feet of the Southwest quarter of the Northwest quarter of Section 1, Township 12 North, Range 18 East, W.M.;

Thence Easterly along said North line to the East line of the West 455.00 feet of the said Southwest quarter of the Northwest quarter;

Thence Northerly along said East line to the North line of the South 810.00 feet of said Southwest quarter of the Northwest quarter;

Thence Easterly along said North line to the Westerly right of way line of South 10th Avenue;

Thence Northerly along said right of way line to the Southwesterly right of way line of Valley Mall Boulevard;

Thence Northwesterly along said right of way line to the Easterly right of way line of South 16th Avenue as shown on that Record of Survey recorded under Auditor's File Number 7937213, records of Yakima County, Washington;

Thence Southerly along said right of way line to Survey Station 30+50 according to said Record of Survey;

Thence at a right angle to the Westerly right of way line of said South 16th Avenue as shown on said Record of Survey;

Thence Northerly along said right of way line to the Southwesterly right of way line of Valley Mall Boulevard;

Thence Northwesterly along said right of way line to where it intersects the Westerly right of way line of the old alignment of South 16th Avenue as shown on said Record of Survey recorded under Auditor's File Number 7937213;

Thence Northerly along said right of way line to a point that is 880 feet Southerly of the North line of the Southwest quarter of Section 36, Township 13 North, Range 18 East, W.M., said point being coincident with the Southerly line of the existing bridge of Wide Hollow Creek;

Thence Easterly long said Southerly edge of bridge to the Easterly right of way line of South 16th Avenue;

Thence Northerly along said right of way line to the South line of the North 290 feet of Block 40 of the PLAT OF SECTION 36 according to the official plat thereof recorded in Volume "E" of Plats, Page 36, records of Yakima County, Washington;

Thence Easterly along said South line to the East line of the West 150 feet of said Block 40;

Thence Northerly along said East line to the South right of way line of Washington Avenue;

Thence Easterly along said right of way line to the West line of the Northeast quarter of the Northeast quarter of the Southwest quarter of Section 31, Township 13 North, Range 19 East, W.M.;

Thence Southerly along said West line to the Northerly right of way line of Whatcom Street;

Thence Easterly along said right of way line to the Easterly right of way line of Voelker Avenue;

Thence Southerly along said right of way line to the South line of the North 344.00 feet of the Southeast quarter of the Northeast quarter of the Southwest quarter of said Section 31;

Thence Easterly along said Southerly line to the West line of Lot 1 of that Short Plat recorded in Book 95 of Short Plats, Page 69, records of Yakima County, Washington;

Thence Northerly along said West line to the Northwest corner of said Lot 1;

Thence Easterly along the North line of said Lot 1 to the Westerly right of way line of Longfibre Road;

Thence Southerly along said right of way line to the Northeast Corner, of the Northwest Quarter, of the Southwest Quarter, of the Southeast Quarter of Section 31, Township 13 North, Range 19 East, W.M.;

Thence continuing Southerly along said right of way line 581.84 feet;

Thence Easterly to the Easterly right of way line of Longfibre Road;

Thence Southerly along said Easterly right of way line to the Northerly right of way line of Valley Mall Boulevard;

Thence Easterly along said right of way line to the West line of the West 60.00 feet of the East 298.7 feet of the Southwest quarter of the Southwest quarter of Section 32, Township 13 North, Range 19 East, W.M.;

Thence Northerly along said West line to the North Line of the South 208.7 feet of said subdivision;

Thence Easterly along said North line to the Westerly right of way line of Old Town Road;

Thence Northerly along said right of way line to the Southerly line of that property referenced as Exception 3 as shown on that Record of Survey recorded under Auditor's File Number 7922162, records of Yakima County, Washington;

Thence Westerly along said South line to the Westerly line of said property;

Thence Northerly along said West line to the Northerly line of said property;

Thence Northeasterly and Easterly along said Northerly line to the Westerly right of way line of said Old Town Road;

Thence Northerly along said right of way line to the Southwesterly right of way line of South 1st Street;

Thence Northeasterly at a right angle to the centerline of said South 1st Street to the Southwesterly corner of Parcel "A" as shown on that Record of Survey recorded under Auditor's File Number 7396696, records of Yakima County, Washington;

Thence Easterly along the South line of said Parcel "A" to the Southeast Corner of said Parcel "A";

Thence North along the East line of said Parcel "A" to the Northeast corner thereof;
Thence West along the North line of said Parcel "A" to the Southwest corner of Parcel "B" as shown on said Record of Survey;
Thence North along the West line of said Parcel "B" to the Northwest corner of said Parcel "B", said corner being on the Westerly right of way line of 14th Street;
Thence Northerly along said Westerly right of way line of 14th Street to the Southerly right of way line of Washington Avenue;
Thence Westerly along said right of way line 150 feet;
Thence Northerly at a right angle to the Northerly right of way line of Washington Avenue;
Thence Westerly along said right of way line to the Westerly line of Lot 'A' of that Short Plat recorded under Auditor's File Number 7488898, records of Yakima County, Washington;
Thence North along said Westerly line to the Northwest corner of said Lot 'A';
Thence Easterly along the North line of said Lot 'A' to the Easterly line of Parcel 2 as shown on that Record of Survey recorded under Auditor's File Number 7204531, records of Yakima County, Washington;
Thence Northerly along said Easterly line and its Northerly extension to the South line of the Plat of EAST MEAD INDUSTRIAL PARK, according to the official plat thereof recorded in Volume 'X' of Plats, page 7, records of Yakima County, Washington;
Thence Westerly along said South line to the Southwest corner of said plat;
Thence Northerly along the West line of said Plat to the Southerly right of way line of Mead Avenue;
Thence Easterly along said right of way line to the intersection of the Southerly right of way line of Mead Avenue and the Westerly right of way line of Interstate 82;
Thence Southerly along said Interstate 82 right of way line to the South line of Northeast quarter of Section 32, Township 13 North, Range 19 East, W.M.;

City of Union Gap Overall Boundary Legal Description (revised 4-25-17)

Beginning at the intersection of the Southerly right of way line of Mead Avenue and the Westerly right of way line of Interstate 82;
Thence Southerly along said Interstate 82 right of way line to the South line of Northeast quarter of the Southeast quarter of Section 32, Township 13 North, Range 19 East, W.M.;
Thence Easterly along said Southerly line to the East line of said Section 32;
Thence Easterly along the North line of the Southwest quarter of the Southwest quarter of Section 33, Township 13 North, Range 19 East, W.M., to the West line of the East half of the West half of said Southwest quarter of the Southwest quarter;
Thence Southerly along said West line to the North line of Section 5, Township 12 North, Range 19 East, W.M.;
Thence Easterly along said Northerly line to the East line of the West half of the Northeast quarter of said Section 5;
Thence Southerly along said East line to the South line of said Northeast quarter;
Thence Westerly along said South line to the Easterly right of way line of Interstate 82;
Thence Westerly to the Westerly line of Tax Area 301;
Thence Southwesterly along said Westerly line to the North line of the Southeast quarter of the Southwest quarter of said Section 5;
Thence Easterly along said North line to the Westerly right of way line of Interstate 82;
Thence Southerly along said right of way line to the South line of the Northwest quarter of Section 8, Township 12 North, Range 19 East, W.M.;
Thence Westerly along said South line to Southwesterly projection of the Westerly line of said Tax Area 301;
Thence Southwesterly along said line to a point that is 15.00 Northeasterly of the centerline of the Burlington Northern Sante Fe Railroad as measured perpendicular thereto;
Thence Southwesterly perpendicular to said tracks to the Northeasterly right of way line of the Union Pacific Railroad;
Thence Northwesterly along said right of way line to the Westerly right of way line of State Highway 97;
Thence Southerly along said right of way line to the Easterly extension of the South line of Government Lot 5, Section 17, Township 12 North, Range 19 East, W.M.;
Thence Westerly along said Easterly extension and South line to the Easterly line of Section 18, Township 12 North, Range 19 East, W.M.;
Thence North along said East line to the South line of Section 7, Township 12 North, Range 19 East, W.M.;
Thence Westerly along said South line to the South quarter corner of said Section 7;
Thence North along the West line of the Southeast quarter of said Section to the Southeast corner of the North half of the Southwest quarter of said Section;
Thence Westerly along said South line to the West line of said Section;
Thence North along said West line to the North line of that Short Plat recorded under Auditor's File Number 7155923, records of Yakima County, Washington;
Thence Easterly along said North line to the Southwest corner of that Short Plat recorded in Book 85 of Short Plats, Page 54, records of Yakima County, Washington;

Thence Northerly along the West line of said Short Plat to the Northwest corner of said Short Plat;

Thence Easterly along the North line of said Short Plat to the Northwest corner of that Short Plat recorded in Book 85 of Short Plats, Page 55, records of Yakima County, Washington;

Thence Easterly along the North line of said Short Plat to the centerline of Ahtanum Creek;

Thence Westerly along said centerline to the West line of that Short Plat recorded in Book 85 of Short Plats, Page 135, records of Yakima County, Washington;

Thence Northerly along the West line of said Short Plat to the South line of the Northwest quarter of the Southeast quarter of Section 3, Township 12 North, Range 18 East, W.M.;

Thence Westerly along said South line to a point that is 594 feet Easterly of the West line of said Northwest quarter of the Southeast quarter as measured perpendicular thereto;

Thence North parallel with said West line to the South right of way line of Ahtanum Road;

Thence Easterly along said right of way line to the Westerly right of way line of South 16th Avenue;

Thence Southerly along said right of way line to a point that is 300.00 feet South of the centerline of Ahtanum Road;

Thence Easterly at right angles to the Easterly right of way of said 16th Avenue;

Thence North along said right of way line to the Southerly right of way line of Ahtanum Road;

Thence Easterly along said right of way line to a point that is 300.00 feet East of the centerline of 16th Avenue;

Thence North at right angles to the Northerly right of way line of said Ahtanum Road;

Thence Westerly along said right of way line to the Easterly right of way line of 16th Avenue;

Thence Northerly along said right of way line to the north line of the Southeast quarter of the Northeast quarter of Section 2, Township 12 North, Range 18 East, W.M.;

Thence Easterly along said North line to the East line of said Section 2;

Thence South along said East line to the North line of the South 792.7 feet of the Southwest quarter of the Northwest quarter of Section 1, Township 12 North, Range 18 East, W.M.;

Thence Easterly along said North line to the East line of the West 455.00 feet of the said Southwest quarter of the Northwest quarter;

Thence Northerly along said East line to the North line of the South 810.00 feet of said Southwest quarter of the Northwest quarter;

Thence Easterly along said North line to the Westerly right of way line of South 10th Avenue;

Thence Northerly along said right of way line to the Southwesterly right of way line of Valley Mall Boulevard;

Thence Northwesterly along said right of way line to the Easterly right of way line of South 16th Avenue as shown on that Record of Survey recorded under Auditor's File Number 7937213, records of Yakima County, Washington;

Thence Southerly along said right of way line to Survey Station 30+50 according to said Record of Survey;

Thence at a right angle to the Westerly right of way line of said South 16th Avenue as shown on said Record of Survey;

Thence Northerly along said right of way line to the Southwesterly right of way line of Valley Mall Boulevard;

Thence Northwesterly along said right of way line to where it intersects the Westerly right of way line of the old alignment of South 16th Avenue as shown on said Record of Survey recorded under Auditor's File Number 7937213;

Thence Northerly along said right of way line to a point that is 880 feet Southerly of the North line of the Southwest quarter of Section 36, Township 13 North, Range 18 East, W.M., said point being coincident with the Southerly line of the existing bridge of Wide Hollow Creek;
Thence Easterly long said Southerly edge of bridge to the Easterly right of way line of South 16th Avenue;

Thence Northerly along said right of way line to the South line of the North 290 feet of Block 40 of the PLAT OF SECTION 36 according to the official plat thereof recorded in Volume "E" of Plats, Page 36, records of Yakima County, Washington;

Thence Easterly along said South line to the East line of the West 150 feet of said Block 40;

Thence Northerly along said East line to the South right of way line of Washington Avenue;

Thence Easterly along said right of way line to the West line of the Northeast quarter of the Northeast quarter of the Southwest quarter of Section 31, Township 13 North, Range 19 East, W.M.;

Thence Southerly along said West line to the Northerly right of way line of Whatcom Street;

Thence Easterly along said right of way line to the Easterly right of way line of Voelker Avenue;

Thence Southerly along said right of way line to the South line of the North 344.00 feet of the Southeast quarter of the Northeast quarter of the Southwest quarter of said Section 31;

Thence Easterly along said Southerly line to the West line of Lot 1 of that Short Plat recorded in Book 95 of Short Plats, Page 69, records of Yakima County, Washington;

Thence Northerly along said West line to the Northwest corner of said Lot 1;

Thence Easterly along the North line of said Lot 1 to the Westerly right of way line of Longfibre Road;

Thence Southerly along said right of way line to the Northeast Corner, of the Northwest Quarter, of the Southwest Quarter, of the Southeast Quarter of Section 31, Township 13 North, Range 19 East, W.M.;

Thence continuing Southerly along said right of way line 581.84 feet;

Thence Easterly to the Easterly right of way line of Longfibre Road;

Thence Southerly along said Easterly right of way line to the Northerly right of way line of Valley Mall Boulevard;

Thence Easterly along said right of way line to the West line of the West 60.00 feet of the East 298.7 feet of the Southwest quarter of the Southwest quarter of Section 32, Township 13 North, Range 19 East, W.M.;

Thence Northerly along said West line to the North Line of the South 208.7 feet of said subdivision;

Thence Easterly along said North line to the Westerly right of way line of Old Town Road;

Thence Northerly along said right of way line to the Southerly line of that property referenced as Exception 3 as shown on that Record of Survey recorded under Auditor's File Number 7922162, records of Yakima County, Washington;

Thence Westerly along said South line to the Westerly line of said property;

Thence Northerly along said West line to the Northerly line of said property;

Thence Northeasterly and Easterly along said Northerly line to the Westerly right of way line of said Old Town Road;

Thence Northerly along said right of way line to the Southwesterly right of way line of South 1st Street;

Thence Northeasterly at a right angle to the centerline of said South 1st Street to the Southwesterly corner of Parcel "A" as shown on that Record of Survey recorded under Auditor's File Number 7396696, records of Yakima County, Washington;

Thence Easterly along the South line of said Parcel "A" to the Southeast Corner of said Parcel "A";

Thence North along the East line of said Parcel "A" to the Northeast corner thereof;

Thence West along the North line of said Parcel "A" to the Southwest corner of Parcel "B" as shown on said Record of Survey;

Thence North along the West line of said Parcel "B" to the Northwest corner of said Parcel "B", said corner being on the Westerly right of way line of 14th Street;

Thence Northerly along said Westerly right of way line of 14th Street to the Southerly right of way line of Washington Avenue;

Thence Westerly along said right of way line 150 feet;

Thence Northerly at a right angle to the Northerly right of way line of Washington Avenue;

Thence Westerly along said right of way line to the Westerly line of Lot 'A' of that Short Plat recorded under Auditor's File Number 7488898, records of Yakima County, Washington;

Thence North along said Westerly line to the Northwest corner of said Lot 'A';

Thence Easterly along the North line of said Lot 'A' to the Easterly line of Parcel 2 as shown on that Record of Survey recorded under Auditor's File Number 7204531, records of Yakima County, Washington;

Thence Northerly along said Easterly line and its Northerly extension to the South line of the Plat of EAST MEAD INDUSTRIAL PARK, according to the official plat thereof recorded in Volume 'X' of Plats, page 7, records of Yakima County, Washington;

Thence Westerly along said South line to the Southwest corner of said plat;

Thence Northerly along the West line of said Plat to the Southerly right of way line of Mead Avenue;

Thence Easterly along said right of way line to the Point of Beginning;

City of Union Gap to the City of Yakima

1 - 16th Avenue/Washington Avenue

That portion of 16th Avenue right of way lying Northerly of the following described line:
Beginning on a point on the Westerly right of way line of said 16th Avenue, said point being 880 feet Southerly of the North line of the Southwest quarter of Section 36, Township 13 North, Range 18 East, W.M., said point being coincident with the Southerly line of the existing bridge of Wide Hollow Creek;
Thence Easterly along said Southerly edge of bridge to the Easterly right of way line of South 16th Avenue and the terminus of said line;

2 - VMB 10th Avenue to 16th Avenue

Commencing at the intersection of the South line of the North 10 acres of Lot 44, Plat of Section 36, Township 13 North, Range 18, East, W.M., recorded in Volume "E" of Plats, Page 36, records of Yakima County, Washington and the East line of the Southwest quarter of Section 36, Township 13 North, Range 18 East, W.M.;

Thence West along said South line to the Southwesterly right of way line of Valley Mall Boulevard and the Point of Beginning;

Thence continuing West along said South line of the North 10 acres to the East line of Lot 43 of said Plat;

Thence North along said East line to the North line of the South 650.78 feet of said Lot 43 as measured perpendicular to the South line thereof;

Thence West along said North line to the Southwesterly line of Lots 3 and 4 of that Short Plat recorded under Auditor's File Number 7341353, records of Yakima County, Washington;

Thence Northwesterly along said Southwesterly line and its Northwesterly extension to the Easterly right of way line of the old alignment of South 16th Avenue as shown on Record of Survey recorded under Auditor's File Number 7937213, records of Yakima County, Washington;

Thence Westerly and Northerly along said Easterly right of way line to the Southwesterly right of way line of Valley Mall Boulevard;

Thence Southeasterly along said right of way line to the Westerly right of way line of South 16th Avenue as shown on that Record of Survey recorded under Auditor's File Number 7937213, records of Yakima County, Washington;

Thence Southerly along said right of way line to Survey Station 30+50 according to said Record of Survey;

Thence at a right angle to the Easterly right of way line of said South 16th Avenue as shown on said Record of Survey;

Thence Northerly along said Easterly right of way line to the Southwesterly right of way line of Valley Mall Boulevard;

Thence Southeasterly along said right of way line to the Point of Beginning;

#3 - 16th Avenue and Ahtanum Rd

Beginning at the intersection of the Southerly right of way line of Ahtanum Road and the Westerly right of way line of South 16th Avenue;
Thence Southerly along the Westerly right of way line of 16th Avenue to a point that is 300.00 feet South of the centerline of Ahtanum Road;
Thence Easterly at right angles to the Easterly right of way of said 16th Avenue;
Thence North along said right of way line to the Southerly right of way line of Ahtanum Road;
Thence West to the Point of Beginning;
AND TOGETHER WITH beginning at the intersection of the Southerly right of way line of Ahtanum Road and the Easterly right of way line of South 16th Avenue;
Thence Easterly along the Southerly right of way line of Ahtanum Road to a point that is 300.00 feet East of the centerline of 16th Avenue;
Thence North at right angles to the Northerly right of way line of said Ahtanum Road;
Thence Westerly along said right of way line to the Easterly right of way line of 16th Avenue;
Thence South to the Point of Beginning;

6 - Mead Avenue

Beginning at the intersection of the centerline of Mead Avenue and the Northerly extension of the West line of the Plat of EAST MEAD INDUSTRIAL PARK, according to the official plat thereof recorded in Volume 'X' of Plats, page 7, records of Yakima County, Washington;
Thence South along said extension to the South right of way line of Mead Avenue;
Thence Easterly along said right of way line to the intersection of the Southerly right of way line of Mead Avenue and the Westerly right of way line of Interstate 82;
Thence North along said right of way line of Interstate 82 to the centerline of Mead Avenue;
Thence Westerly along said centerline to the Point of Beginning;

#7 - Washington Avenue

Commencing at the intersection of the Westerly right of way line of 14th Street and the Southerly right of way line of Washington Avenue;
Thence Westerly along the Southerly right of way line of Washington Avenue 150 feet to the Point of Beginning;
Thence Northerly at a right angle to the Northerly right of way line of Washington Avenue;
Thence Westerly along said right of way line to the Westerly line of Lot 'A' of that Short Plat recorded under Auditor's File Number 7488898, records of Yakima County, Washington;
Thence South to the Southerly right of way line of Washington Avenue;
Thence Easterly along said right of way line to the Point of Beginning;

City of Yakima to the City of Union Gap (revised 4-25-16)

#4 - VMB and 10th Avenue

Beginning at the intersection of the South line of the North 10 acres of Lot 44, Plat of Section 36, Township 13 North, Range 18, East, W.M., recorded in Volume "E" of Plats, Page 36, records of Yakima County, Washington and the East line of the Southwest quarter of Section 36, Township 13 North, Range 18 East, W.M.;

Thence West along said South line to the Southwesterly right of way line of Valley Mall Boulevard;

Thence Southeasterly along said right of way line to the Westerly right of way line of 10th Avenue;

Thence Southerly along said Westerly right of way line to the North line of the South 810.00 feet of the Southwest quarter of the Northwest quarter of Section 1, Township 12 North, Range 18 East, W.M.;

Thence Easterly along said North line to the West line of the East 615 feet of said subdivision;

Thence North along said East line to the South line of Government Lot 4 of said Section 1;

Thence Westerly along said South line to the East line of the West 725 feet of said Lot 4;

Thence North along said East line to the South line of Section 36, Township 13 North, Range 18 East, W.M.;

Thence Easterly along said South line to the East line of the Southwest quarter of said Section 36;

Thence North along said East line to the Point of Beginning;

#5 - Voelker Avenue and Whatcom Street

Beginning at the intersection of the of the centerline of Voelker Street and the Northerly right of way line of Whatcom Street;

Thence East along said right of way line to the Easterly right of way line of Voelker Avenue;

Thence Southerly along said right of way line to the South line of the North 344.00 feet of the Southeast quarter of the Northeast quarter of the Southwest quarter of said Section 31;

Thence West to the centerline of Voelker Avenue;

Thence North along said centerline to the Point of Beginning;

#8 - VMB and Longfibre Road

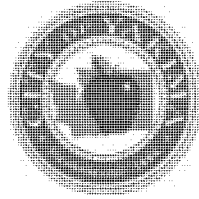
Beginning at the intersection of the Easterly right of way line of Longfibre Road and the centerline of Valley Mall Boulevard;
Thence North to the Northerly right of way line of Valley Mall Boulevard;
Thence Easterly along said right of way line to the West line of the West 60.00 feet of the East 298.7 feet of the Southwest quarter of the Southwest quarter of Section 32, Township 13 North, Range 19 East, W.M.;
Thence South to the centerline of said Valley Mall Boulevard;
Thence West along said centerline to the Point of Beginning;

#9 - Old Town Road

Beginning at the intersection of the North Line of the South 208.7 feet of the Southwest quarter of the Southwest quarter of Section 32, Township 13 North, Range 19 East, W.M. and the West right of way line of Old Town Road;
Thence Northerly along said right of way line to the Southerly line of that property referenced as Exception 3 as shown on that Record of Survey recorded under Auditor's File Number 7922162, records of Yakima County, Washington;
Thence East to the centerline of Old Town Road;
Thence South along said East line to the North Line of the South 208.7 feet of said subdivision;
Thence West to the Point of Beginning;

#10 – Old Town Road / S. 1st St.

Beginning at the intersection of the Westerly right of way line of Old Town Road and the Southwesterly right of way line of South 1st Street;
Thence Northeasterly at a right angle to the centerline of said South 1st Street to the Southwesterly corner of Parcel "A" as shown on that Record of Survey recorded under Auditor's File Number 7396696, records of Yakima County, Washington;
Thence Easterly along the South line of said Parcel "A" to the Southeast Corner of said Parcel "A";
Thence South 64 feet;
Thence Westerly to the Point of Beginning;



**BUSINESS OF THE CITY COUNCIL
YAKIMA, WASHINGTON
AGENDA STATEMENT**

Item No. 9.
For Meeting of: October 3, 2017

ITEM TITLE: Resolution authorizing a Boundary Adjustment Agreement with the City of Union Gap

SUBMITTED BY: Joan Davenport, Community Development Director
Sara Watkins, Senior Assistant City Attorney
Brett Sheffield, Chief Engineer
Scott Shafer, Director of Public Works

SUMMARY EXPLANATION:

The cities of Yakima and Union Gap share a number of public streets that are municipal boundaries. As the two cities have grown and changed, some of the street boundaries have become problematic. The City of Union Gap approached the City of Yakima in 2008 to review 14 locations where the street boundaries have created concern. Work between the technical staff began immediately, but the project was halted as both cities went through management changes. Work began again on this project in 2015.

As an operating rule, both cities agreed that when a public street creates municipal boundaries, the entire street should be located in one jurisdiction in order to promote effective emergency response, maintenance and permitting. This project did not affect any private property, homes, or commercial structures. It does not change any tax parcels or require purchase of right of way.

Union Gap hired a professional surveyor to determine the exact city limits and write legal descriptions of the areas subject to these agreements. Yakima is cost sharing this project. Included is a resolution and maps that illustrate the changes. The City of Union Gap has approved the Resolution. The agreement will be provided to Council at the October 3, 2017 Council meeting.

ITEM BUDGETED: NA
STRATEGIC PRIORITY: Partnership Development

**APPROVED FOR
SUBMITTAL:**

 City Manager

STAFF RECOMMENDATION:

Adopt resolution.

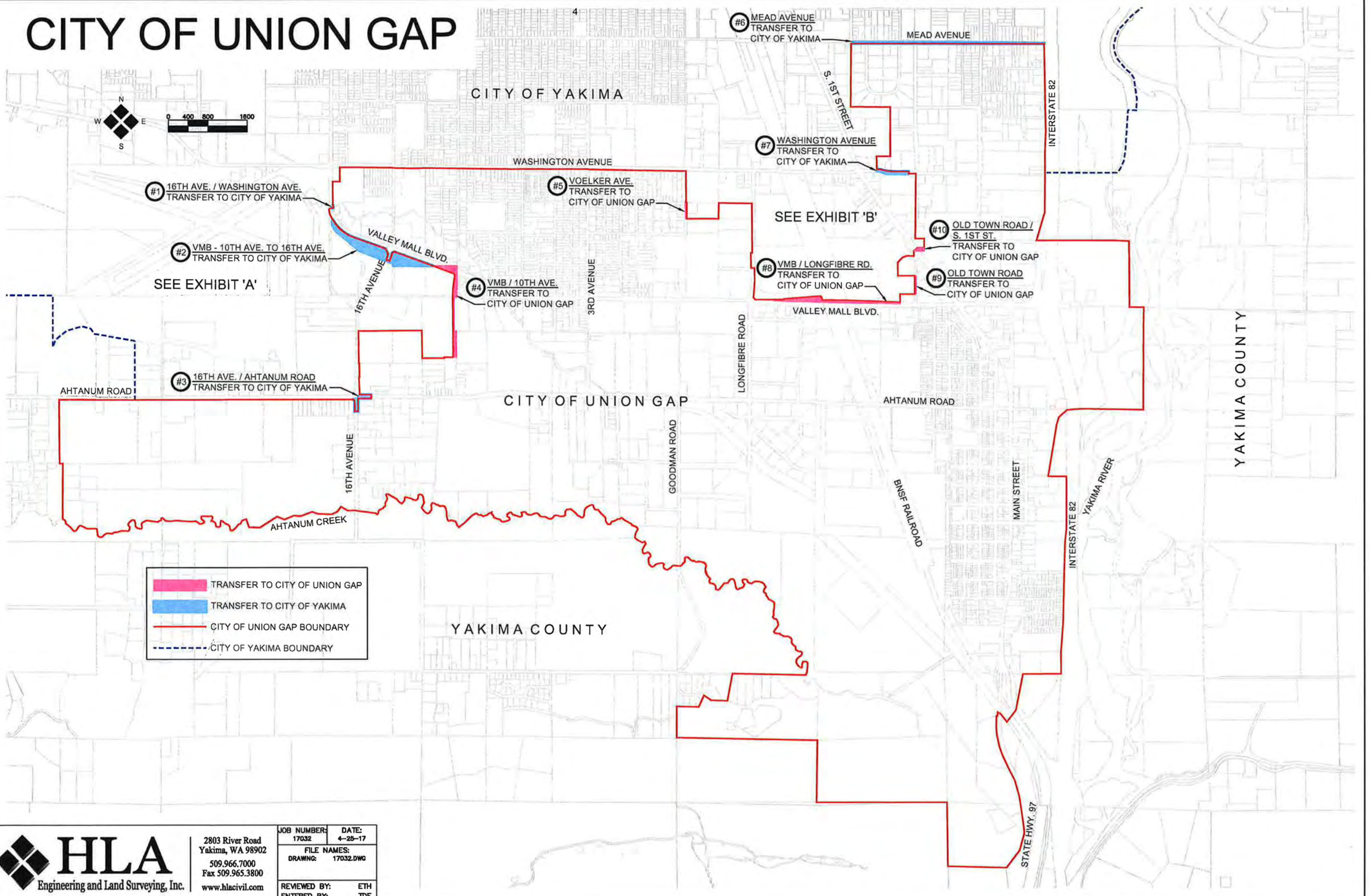
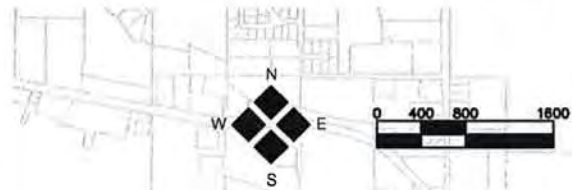
BOARD/COMMITTEE RECOMMENDATION:

The Council Partnership Committee reviewed this project on September 14th and recommended the Council consider the changes.

ATTACHMENTS:

| Description | Upload Date | Type |
|---------------------------------|--------------------|-----------------|
| ☐ resolution union gap boundary | 9/28/2017 | Cover Memo |
| ☐ Maps of boundary changes | 9/26/2017 | Backup Material |

CITY OF UNION GAP



#1 16TH AVE. / WASHINGTON AVE.
TRANSFER TO CITY OF YAKIMA

#2 VMB - 10TH AVE. TO 16TH AVE.
TRANSFER TO CITY OF YAKIMA

SEE EXHIBIT 'A'

#3 16TH AVE. / AHTANUM ROAD
TRANSFER TO CITY OF YAKIMA

#4 VMB / 10TH AVE.
TRANSFER TO CITY OF UNION GAP

#5 VOELKER AVE.
TRANSFER TO CITY OF UNION GAP

#6 MEAD AVENUE
TRANSFER TO CITY OF YAKIMA

#7 WASHINGTON AVENUE
TRANSFER TO CITY OF YAKIMA

#8 VMB / LONGFIBRE RD.
TRANSFER TO CITY OF UNION GAP

#10 OLD TOWN ROAD / S. 1ST ST.
TRANSFER TO CITY OF UNION GAP

#9 OLD TOWN ROAD
TRANSFER TO CITY OF UNION GAP

SEE EXHIBIT 'B'

| | |
|--|-------------------------------|
| | TRANSFER TO CITY OF UNION GAP |
| | TRANSFER TO CITY OF YAKIMA |
| | CITY OF UNION GAP BOUNDARY |
| | CITY OF YAKIMA BOUNDARY |

HLA
Engineering and Land Surveying, Inc.

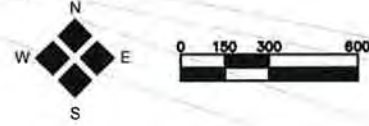
2803 River Road
Yakima, WA 98902
509.966.7000
Fax 509.965.3800
www.hlacivil.com

| | |
|-----------------------------------|------------------|
| JOB NUMBER: 17032 | DATE: 4-25-17 |
| FILE NAMES: DRAWING: 17032.DWG | |
| REVIEWED BY: ENTERED BY: | ETH TDF |





CITY OF UNION GAP

CITY OF YAKIMA

CITY OF UNION GAP



#1 16TH AVE. / WASHINGTON AVE.
TRANSFER TO CITY OF YAKIMA

| | |
|---|-------------------------------|
|  | TRANSFER TO CITY OF UNION GAP |
|  | TRANSFER TO CITY OF YAKIMA |
|  | CITY OF UNION GAP BOUNDARY |
|  | CITY OF YAKIMA BOUNDARY |

#2 VMB - 10TH AVE. TO 16TH AVE.
TRANSFER TO CITY OF YAKIMA

#4 VMB / 10TH AVE.
TRANSFER TO CITY OF UNION GAP

#3 16TH AVE. / AHTANUM ROAD
TRANSFER TO CITY OF YAKIMA

AHTANUM ROAD

VALLEY MALL BLVD.

16TH AVENUE

16TH AVENUE

 **HLA**
Engineering and Land Surveying, Inc.

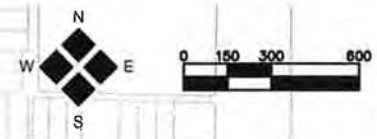
2803 River Road
Yakima, WA 98902
509.966.7000
Fax 509.965.3800
www.hlacivil.com

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|-----------------------------------|------------------|
| JOB NUMBER: 17032 | DATE: 3-30-17 |
| FILE NAMES: DRAWING: 17032.DWG | |
| REVIEWED BY: ENTERED BY: | ETH TDF |

EXHIBIT 'A'

CITY OF UNION GAP

#6 MEAD AVENUE
TRANSFER TO
CITY OF YAKIMA

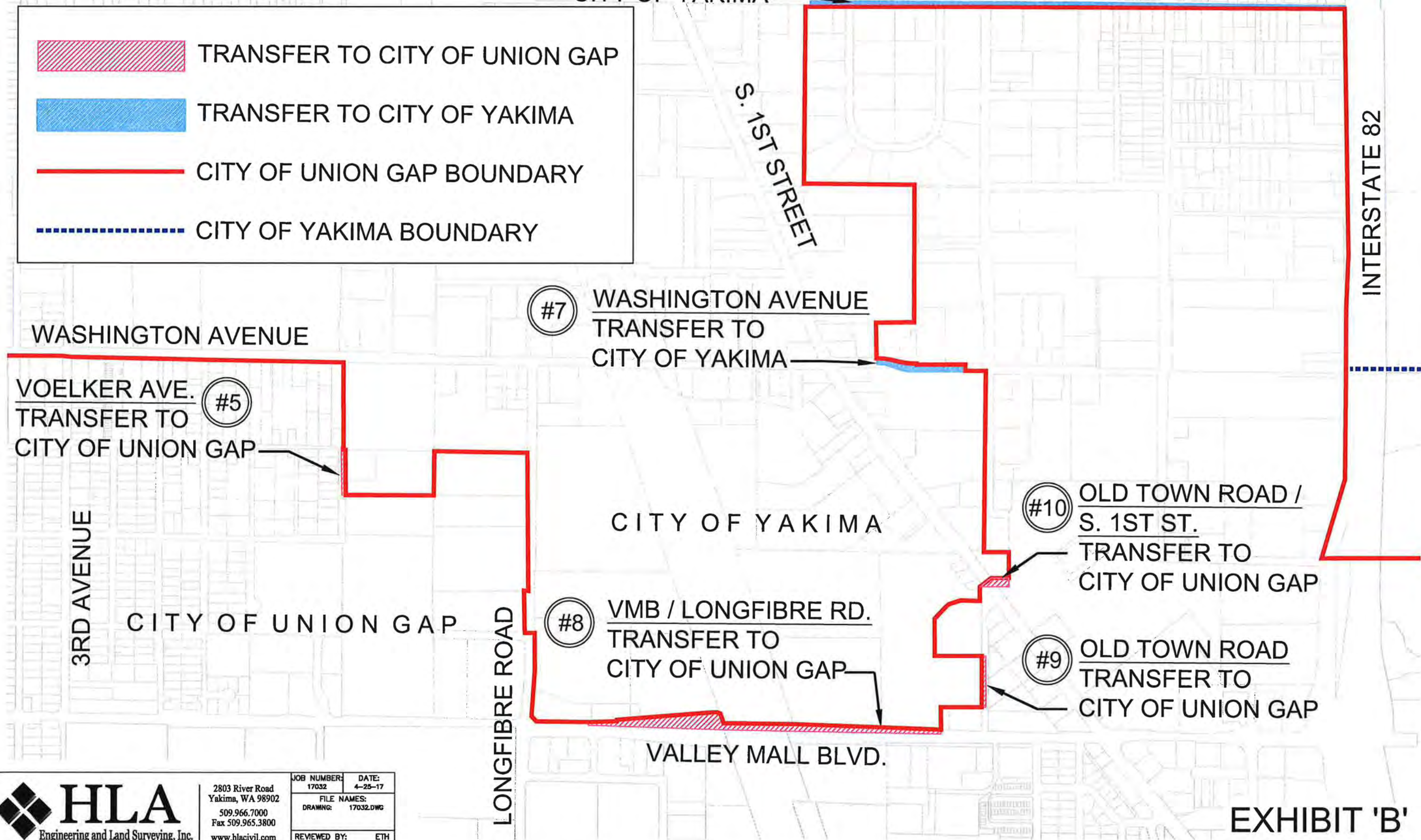


TRANSFER TO CITY OF UNION GAP (Red hatched box)

TRANSFER TO CITY OF YAKIMA (Blue hatched box)

CITY OF UNION GAP BOUNDARY (Red solid line)

CITY OF YAKIMA BOUNDARY (Blue dashed line)



WASHINGTON AVENUE

VOELKER AVE.
TRANSFER TO
CITY OF UNION GAP

#5

#7 WASHINGTON AVENUE
TRANSFER TO
CITY OF YAKIMA

CITY OF YAKIMA

#10 OLD TOWN ROAD /
S. 1ST ST.
TRANSFER TO
CITY OF UNION GAP

#8 VMB / LONGFIBRE RD.
TRANSFER TO
CITY OF UNION GAP

#9 OLD TOWN ROAD
TRANSFER TO
CITY OF UNION GAP

VALLEY MALL BLVD.

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www.hlacivil.com

| | |
|-----------------------------------|------------------|
| JOB NUMBER: 17032 | DATE: 4-25-17 |
| FILE NAMES: DRAWING: 17032.DWG | |
| REVIEWED BY: ENTERED BY: | ETH TDF |

EXHIBIT 'B'

**CITY OF UNION GAP, WASHINGTON
RESOLUTION NO. 17-51**

A RESOLUTION authorizing the City Manager to execute the Agreement to Adjust Boundary Lines between the City of Union Gap and the City of Yakima pursuant to RCW 35.13.310.

WHEREAS, the City of Union Gap and the City of Yakima share a common boundary – generally the northern boundary of Union Gap and the southerly boundary of a portion of the City of Yakima; and

WHEREAS, there are portions of the boundary between the two cities that separate the cities by a portion of the right-of-way of a public street, road or highway, or where the two cities are separated at the centerline of a right-of-way of a public street, road or highway; and

WHEREAS, the City of Union Gap and the City of Yakima wish to enter into an agreement to alter the portions of the boundary between the two cities which will eliminate these situations and create a common boundary in those areas on the edge of the right-of-way of the public street, road or highway rather than cutting through them; and

WHEREAS, the two cities agree that altering the boundaries in this way will be more consistent with effective maintenance, permitting and planning by ensuring that roadways are not split between the two jurisdictions, which complicates operation and maintenance of the roadways and associated facilities; and

WHEREAS, state law allows cities which share common boundaries to adjust the boundary lines between them where they share a common boundary within a right-of-way of a public street, road, or highway, or the two cities have a portion of their boundaries separated only by all or a part of the right-of-way of a public street, road or highway by entering into an agreement to do so; and

WHEREAS, a boundary line adjustment done pursuant to RCW 35.13.310 is not subject to review by a boundary review board; and

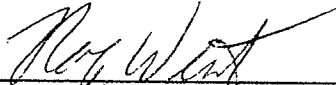
WHEREAS, the City Council of the City of Union Gap finds that it is in the best interests of the City and its residents to enter into an Agreement to Adjust Boundary Lines Between the City of Union Gap and the City of Yakima Pursuant to RCW 35.13.310, which is attached hereto and fully incorporated herein; now, therefore,

NOW, THEREFORE, BE IT RESOLVED BY THE UNION GAP CITY COUNCIL as follows:

The City of Union Gap agrees to adjust its boundary lines with the City of Yakima as outlined in the Agreement, and authorizes the City Manager to sign the

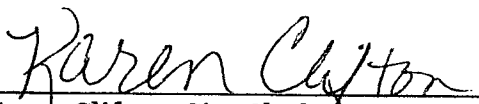
Agreement to Adjust Boundary Lines between the City of Union Gap and the City of Yakima Pursuant to RCW 35.13.310.

PASSED this 23rd day of October, 2017.




Roger Wentz, Mayor

ATTEST:



Karen Clifton, City Clerk

APPROVED AS TO FORM:



Bronson Brown, City Attorney