

2-12-85
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CITY OF BELLEVUE, WASHINGTON

ORDINANCE NO. 3470

AN ORDINANCE reclassifying property located on the east side of Bellevue Way N.E. between N.E. 17th and N.E. 19th Streets

WHEREAS, Wick Homes, Inc. filed an application for reclassification of 9.42 acres located on the east side of Bellevue Way N.E. between N.E. 17th and N.E. 19th Streets; and

WHEREAS, on September 20, 1984, a public hearing was held thereon before the Hearing Examiner upon proper notice to all interested persons; and

WHEREAS, on October 5, 1984, the Hearing Examiner recommended approval with condition of said reclassification of said property located on the east side of Bellevue Way N.E. between N.E. 17th and N.E. 19th Streets from R-4 to R-5 and made and entered findings of fact and conclusions based thereon in support of her recommendation; and

WHEREAS, the City Council concurs in the findings of fact and conclusions of the Hearing Examiner and has determined that the public use and interest will be served by reclassifying said property; and

WHEREAS, the City has complied with the requirements of the State Environmental Policy Act and the City Environmental Procedures Ordinance; now, therefore

THE CITY COUNCIL OF THE CITY OF BELLEVUE, WASHINGTON, DOES ORDAIN AS FOLLOWS:

Section 1. The City Council adopts the findings of fact and conclusions based thereon made and entered by the Hearing Examiner in support of her recommendation to the Council in this matter, as set forth in "Findings and Recommendation of the Hearing Examiner" and "Order Amending Findings and Recommendation of the Hearing Examiner for the City of Bellevue, In the Matter of the Application of Wick Homes, Inc. for a Reclassification and PRUD, File Nos. HE-A 84-1 and HE-B 84-1."

Section 2. The use classification of the property located on the east side of Bellevue Way N.E. between N.E. 17th and N.E. 19th Streets and more particularly described on Exhibit A, attached hereto, is changed from R-4 to R-5 with condition.

This reclassification from R-4 to R-5 is conditioned on full compliance by the owners of said property and their heirs, assigns, grantees and successors in interest with the terms and conditions of that certain Concomitant Zoning Agreement executed by Chaffey Corporation, which has

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been given Clerk's Receiving No. 10139 and which is adopted by reference into this ordinance as though it were fully set forth herein.

Section 3. This ordinance shall take effect and be in force five days after its passage and legal publication.

PASSED by the City Council this 4th day of March, 1985, and signed in authentication of its passage this 4th day of March, 1985.

(SEAL)

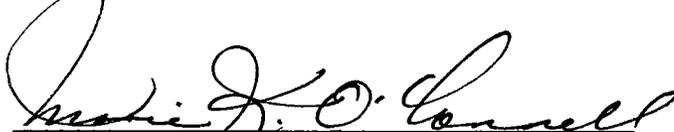

Cary E. Bozeman, Mayor

Approved as to form:

Richard L. Andrews, City Attorney


Richard L. Andrews, City Attorney

Attest:


Marie K. O'Connell, City Clerk

Published March 10, 1985

EXHIBIT A

ORIGINAL

PARCEL A:

That portion of the southeast quarter of the northwest quarter of Section 29, Township 25 North, Range 5 East, W.M., in King County, Washington, described as follows:

Beginning at the northwest corner of the south half of the northwest quarter of said southeast quarter of the northwest quarter;

thence south along the west line thereof 200 feet to the true point of beginning;

thence continuing south 200 feet;

thence east to the east line of the southwest quarter of said southeast quarter of the northwest quarter;

thence north along said east line 200 feet to a point east of the true point of beginning;

thence west to the true point of beginning;

EXCEPT that portion thereof lying within 104th Avenue Northeast;

EXCEPT the north 100 feet thereof; and

EXCEPT portion, if any, lying within the south 590 feet of the southeast quarter of the northwest quarter.

PARCEL B:

That portion of the southeast quarter of the northwest quarter of Section 29, Township 25 North, Range 5 East, W.M., in King County, Washington, described as follows:

Beginning at the northwest corner of the south half of the northwest quarter of the southeast quarter of the northwest quarter of said Section;

thence southerly along the westerly line thereof 200.00 feet to the true point of beginning;

thence continuing southerly along the westerly line of the southeast quarter of the northwest quarter of said Section a distance of 100.00 feet;

thence east to the easterly line of the west half of the southeast quarter of the northwest quarter of said Section;

thence northerly along said easterly line 100.00 feet to a point east of the true point of beginning;

thence west to the true point of beginning;

EXCEPT that portion thereof lying within 104th Avenue Northeast.

(continued)

PARCEL C:

The west 190 feet of the south 200 feet of the following described tract:

The north 260 feet of the south 590 feet of the west half of the southeast quarter of the northwest quarter of Section 29, Township 25 North, Range 5 East, W.M., in King County, Washington;

EXCEPT the west 40 feet thereof lying within Secondary State Highway Number 2-A.

PARCEL D:

The north 260 feet of south 590 feet of west half of the southeast quarter of the northwest quarter of Section 29, Township 25 North, Range 5 East, W.M., in King County, Washington;

EXCEPT the west 230 feet of the south 200 feet thereof; and EXCEPT the portion thereof lying within Secondary State Highway Number 2-A.

PARCEL E:

The north 200 feet of the south half of the northwest quarter of the southeast quarter of the northwest quarter of Section 29, Township 25 North, Range 5 East, W.M., in King County, Washington;

EXCEPT Secondary State Highway Number 2-A, also known as 104th Avenue Northeast.