

03-13-86
1482c

CITY OF BELLEVUE, WASHINGTON

ORDINANCE NO. 3607

AN ORDINANCE authorizing and providing for the acquisition of interests in land for the purpose of Meydenbauer Bay Sanitary Sewer System Improvements; providing for condemnation, appropriation, taking and damaging of land and property rights necessary therefor; providing for the cost thereof and directing the initiation of appropriate proceedings in the manner provided by law for said condemnation.

WHEREAS, the City Council has, by Ordinance No. 3246, established the Meydenbauer Bay Sanitary Sewer System Improvements as a project within the Capital Improvement Plan, and has, by Resolution No. 4607, approved the 1986-1990 Capital Improvement Plan; and

WHEREAS, the improvements are necessary to prevent sewage overflows into Meydenbauer Bay and to comply with a permit issued by the Department of Ecology; and

WHEREAS, the City Council finds that the public health, safety, necessity and convenience demand that said project be undertaken and that in order to carry out the project it is necessary at this time for the City to acquire interests and rights to the properties described herein; and

WHEREAS, the City Council finds and declares it necessary and in the best interest of the public that interests in the land and property rights hereinafter described be condemned, appropriated, taken and damaged for public use, subject to the making or paying of just compensation to the owners thereof in the manner provided by law; now, therefore,

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

Section 1. The lands and property rights within the City of Bellevue, King County, Washington, described on the attached Exhibit "A", necessary for sanitary sewer purposes, are hereby condemned, appropriated, taken and damaged for such public purposes, subject to the making or paying of just compensation to the owners thereof in the manner provided by law.

Section 2. The cost and expense of acquiring said property rights shall be paid for from the General Fund of the City of Bellevue, or from other monies the City may have available or obtain therefor.

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Section 3. The City Attorney is hereby authorized and directed to undertake proceeding provided by law to condemn, appropriate, take and damage the land and property necessary to carry out the provisions of this ordinance.

Section 4. This ordinance shall take effect and be in force five days after its passage and legal publication.

PASSED by the City Council this 24th day of March, 1986, and signed in authentication of its passage this 24th day of March, 1986.

(SEAL)


Cary E. Bozeman, Mayor

Approved as to form:

Richard L. Andrews, City Attorney


Scott McKee, Assistant City Attorney

Attest:


Marie K. O'Connell, City Clerk

Published March 29, 1986

SANITARY SEWER EASEMENT
(9011 Lake Washington Boulevard NE)

3/6/86

"Permanent Easement"

That portion of Block 8, 9, and 26, Kenwood Park, according to the plat recorded in Volume 8 of plats, page 26, in King County, Washington, described as follows:

Commencing on the centerline of Lake Washington Boulevard, North 53 51'20" West 633.42 (638.42) feet from the intersection of said Lake Washington Boulevard and 92nd Avenue N.E.; thence South 14 00'21" West 32.39 (30.87) feet to the true point of beginning; thence South 53 51'20" East along the Southerly margin of said Lake Washington Boulevard 149.47 feet; thence South 30 27'55" West 167.03 feet; thence North 67 59'39" West 32.00 feet; thence South 27 17'21" West 129.28 feet; thence North 82 19'39" West (South 82 19'39" West) 29.92 (30.00) feet; thence North 14 00'21" East 341.18 feet (341.29) feet to the true point of beginning; TOGETHER with second class shorelands adjoining said easement described as follows: Commencing at the Northwest corner of the above described tract; thence South 52 57'13" East 2.70 feet along the North line of said tract to the East line of the West 2.50 feet of said tract; thence South 14 54'38" West 35.00 feet along said East line to the point of beginning of this description; thence continuing South 14 54'38" West 36.71 feet along said East line; thence South 30 05'22" East 9.90 feet; thence South 14 54'38" West 77.93 feet; thence South 59 54'38" West 9.90 feet to said East line of the West 2.50 feet of said tract; thence South 14 54'38" West 114.48 feet along said East line; thence South 30 05'22" East 21.21 feet; thence North 75 05'22" West 15.00 feet to said East line of the West 2.50 feet of said tract; thence South 14 54'38" West 38.00 feet along said East line; thence South 75 05'22" East 23.00 feet; thence North 14 54'38" East 25.00 feet; thence North 75 05'22" West 3.00 feet; thence North 14 54'38" East 15.07 feet; thence North 30 05'22" West 24.75 feet; thence North 14 54'38" East 105.34 feet; thence North 59 54'38" East 13.44 feet; thence North 14 54'38" East 82.07 feet; thence North 30 05'22" West 13.44 feet; thence North 14 54'38" East 32.14 feet; thence North 75 05'22" West 2.50 feet to the point of beginning and containing 1,833 square feet, more or less.

EXHIBIT A

SANITARY SEWER EASEMENT
 (9011 Lake Washington Boulevard NE)

3/6/86

"Temporary Construction Easement"

That portion of Block 8,9, and 26, Kenwood Park, according to the plat recorded in Volume 8 of plats, page 26 in King County, Washington, described as follows.

Commencing on the centerline of Lake Washington Boulevard, North 53 51'20" West 633.42 (638.42) feet from the intersection of said Lake Washington Boulevard and 92nd Avenue N.E.; thence South 14 00'21" West 32.39 (30.87) feet to the true point of beginning; thence South 53 51'20" East along the Southerly margin of said Lake Washington Boulevard 149.47 feet; thence South 30 27'55" West 167.03 feet; thence North 67 59'39" West 32.00 feet; thence South 27 17'21" West 129.28 feet; thence North 82 19'39" West (South 82 19'39" West) 29.92 (30.00) feet; thence North 14 00'21" East 341.18 (341.29) feet to the true point of beginning; TOGETHER with second class shorelands adjoining; said easement described as follows: Beginning at the Northwest corner of the above described tract; thence South 14 54'38" West 341.18 feet along the West line of said tract; thence South 81 25'32" East 29.92 feet along the South line of said tract; thence North 28 11'28" East 51.00 feet along the East line of said tract; thence North 36 48'32" West 10.00 feet; thence North 38 11'28" East 18.00 feet; thence North 25 11'28" East 18.00 feet; thence North 16 41'28" East 10.00 feet; thence North 1 41'28" East 10.00 feet; thence North 1 48'32" West 18.00 feet; thence North 29 48'32" West 3.00 feet; North 11 19'58" East 10.15 feet; thence North 10 09'58" East 48.73 feet; thence North 14 54'38" East 85.00 feet; thence North 7 03'42" West 40.44 feet; thence North 15 15'29" East 21.40 feet to the North line of said tract; thence North 52 57'13" West 16.19 feet along said North line to the point of beginning and containing 10,687 square feet, more or less.

EXHIBIT A

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SANITARY SEWER EASEMENT
(8911 Lake Washington Boulevard NE)

3/6/86

"Permanent Easement"

That portion of Blocks 9 and 26 and of vacated Kenwood Boulevard and Hawthorne Avenue (80th Avenue Northeast), in Kenwood Park, according to plat thereof recorded in Volume 8 of Plats, Page 26, in King County, Washington, described as follows:

Beginning at a point on the Southwesterly margin of Northeast Lake Washington Boulevard, which point is South $53^{\circ}51'30''$ East 24.51 feet from the intersection of the Southwesterly margin of Northeast Lake Washington Boulevard, and the centerline of vacated Hawthorne Avenue; thence North $53^{\circ}51'30''$ West 20.00 feet; thence South $36^{\circ}08'30''$ West 102.14 feet; thence North $84^{\circ}01'36''$ West 114.17 feet; thence North $1^{\circ}26'41''$ West 142.00 feet; thence on a curve to the right, with a radius of 58.00 feet, the radial point of which bears South $60^{\circ}12'58''$ East, through a central angle of $49^{\circ}39'14''$ an arc distance of 50.26 feet to the Southwesterly margin of Overlake Boulevard; thence North $53^{\circ}51'30''$ West along said margin 63.61 feet; thence South $1^{\circ}26'41''$ East 484 feet, more or less, to the shoreline of Lake Washington; thence Easterly along the shoreline of Lake Washington 110 feet, more or less, to a point which bears South $14^{\circ}00'21''$ West from the point of beginning; thence North $14^{\circ}00'21''$ East 341 feet, more or less, to the point of beginning, TOGETHER with second class shorelands, adjoining; said easement described as follows: Commencing at the intersection of the South margin of Lake Washington Blvd. and the Easterly most line of said tract; thence North $52^{\circ}57'13''$ West 2.70 feet along said South margin to the West line of an existing 2.50 feet easement and the point of beginning of this description; thence South $14^{\circ}54'38''$ West 38.69 feet along said West line and parallel to the East line of said tract; thence North $75^{\circ}05'22''$ West 2.50 feet; thence North $14^{\circ}54'38''$ East 39.71 feet to the South margin of Lake Washington Blvd.; thence South $52^{\circ}57'13''$ East 2.70 feet along said South margin to the West line of said existing 2.50 feet easement and the point of beginning and containing 98 square feet, more or less; AND TOGETHER with the following described easement; Commencing at the intersection of the South margin of Lake Washington Blvd. and the Easterly most line of said tract; thence South $14^{\circ}54'38''$ West 330.34 feet along said Easterly line; thence North $81^{\circ}36'34''$ West 2.52 feet to the West line of an existing 2.50 feet easement and the point of beginning of this description; thence South $14^{\circ}54'38''$ West 2.52 feet along said West and parallel to the East line of said tract; thence North $81^{\circ}36'34''$ West 11.66 feet; thence North $8^{\circ}23'26''$ East 5.00 feet; thence South $81^{\circ}36'34''$ East 12.23 feet to the West line of said existing 2.50 feet easement; thence South $14^{\circ}54'38''$ West 2.52 feet along said West line to the point of beginning and containing 60 square feet, more or less.

EXHIBIT A

SANITARY SEWER EASEMENT
(8911 Lake Washington Boulevard)

3/6/86

"Temporary Construction Easement"

That portion of Blocks 9 and 26 and of vacated Kenwood Boulevard and Hawthorne Avenue (80th Avenue Northeast), in Kenwood Park, according to plat thereof recorded in Volume 8 of Plats, Page 26, in King County, Washington, described as follows:

Beginning at a point on the Southwesterly margin of Northeast Lake Washington Boulevard, which point is South 53°51'30" East 24.51 feet from the intersection of the Southwesterly margin of Northeast Lake Washington Boulevard, and the centerline of vacated Hawthorne Avenue; thence North 53°51'30" West 20.00 feet; thence South 36°08'30" West 102.14 feet; thence North 84°01'36" West 114.17 feet; thence North 1°26'41" West 142.00 feet; thence on a curve to the right, with a radius of 58.00 feet, the radial point of which bears South 60°12'58" East, through a central angle of 49°39'14" an arc distance of 50.26 feet to the Southwesterly margin of Overlake Boulevard; thence North 53°51'30" West along said margin 63.61 feet; thence South 1°26'41" East 484 feet, more or less, to the shoreline of Lake Washington; thence Easterly along the shoreline of Lake Washington 110 feet, more or less, to a point which bears South 14°00'21" West from the point of beginning; thence North 14°00'21" East 341 feet, more or less, to the point of beginning, TOGETHER with second class shorelands, adjoining; said easement described as follows: Commencing at the intersection of the South margin of Lake Washington Blvd. and the Easterly most line of said tract; thence South 14°54'38" West 88.22 feet along said Easterly line; thence South 89°02'47" West 49.38 feet; thence South 00°57'13" East 10.00 feet; thence South 89°02'47" West 26.00 feet; thence North 37°02'47" East 136.00 feet to the South margin of said Lake Washington Blvd; thence South 52°57'13" East 20.00 feet along said South margin to the point of beginning and containing 4,321 square feet, more or less; AND TOGETHER with the following described easement; Commencing at the intersection of the South margin of Lake Washington Blvd. and the Easterly most line of said tract; thence South 14°54'38" West 243.18 feet along said East line to the point of beginning of this description; thence South 41°54'38" West 54.00 feet; thence South 7°54'38" West 55.04 feet; thence North 90°00'00" East 18.43 feet to the Easterly line of said tract; thence North 14°54'38" East along said line to the point of beginning and containing 1,704 square feet, more or less.

EXHIBIT A