

06-24-87
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CITY OF BELLEVUE, WASHINGTON

ORDINANCE NO. 3809

AN ORDINANCE authorizing and providing for the acquisition of interests in land for the purpose of I-405/Coal Creek Detention Facility; 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 the I-405/Coal Creek Detention Facility as a project within the Capital Improvement Plan, and has, by Resolution No. 4777, approved the 1987-1991 Capital Improvement Plan; and

WHEREAS, the improvements are necessary to reduce sedimentation in the Coal Creek delta and prevent flooding; and

WHEREAS, the project has been reviewed for its environmental impact; 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, therefor

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

Section 1. The lands and property within King County, Washington, described on the attached Exhibit "A", necessary for drainage 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 Fund #469 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 proceedings provided by law to condemn, appropriate, take and damage the land and property necessary to carry out the provisions of this ordinance

Section 5. This ordinance shall take effect and be in force five days after its passage and legal publication.

PASSED by the City Council this 6th day of July, 1987, and signed in authentication of its passage this 6th day of July, 1987.

(SEAL)


Cary E. Bozeman, Mayor

Approved as to form:

Richard J. Andrews, City Attorney



Scott McKee, Assistant City Attorney

Attest:



Marie K. O'Connell, City Clerk

Published July 19, 1987

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EXHIBIT A

Easement for Flooding and Access for Inspection and Maintenance
Parcel No. 2215

That portion of Lot 2, Block 1 of Lake Heights, according to the plat thereof recorded in Volume 46 of Plats, Page 14, in the Records and Elections Division of King County, Washington, described as follows:

Commencing at the Southeast corner of said Lot 2 and the True Point of Beginning; thence South $66^{\circ}22'21''$ West 49.36 feet along the South line of said Lot 2; thence North $47^{\circ}16'54''$ West 14.68 feet; thence North $25^{\circ}41'56''$ West 22.42 feet; thence North $40^{\circ}39'05''$ West 21.08 feet; thence North $22^{\circ}25'53''$ West 20.48 feet; thence North $41^{\circ}08'08''$ West 42.82 feet more or less to the Southeasterly margin of S.R. 405, established by the Washington State Department of Highways, Bagley Lane to Wilburton Right of Way Plans (Sheet 2 of 7) dated March 31, 1959; thence North $79^{\circ}59'34''$ East 103.89 feet along said Southeasterly margin to the East line of said Lot 2; thence South $7^{\circ}49'39''$ East 96.50 feet more or less along said East line to the True Point of Beginning and containing 7,827 square feet, more or less.

Richard P. Brown
5/12/87

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EXHIBIT A

Easement for Flooding and Access for Inspection and Maintenance
Parcel No. 2216

That portion of Lot 3, Block 1 of Lake Heights, according to the plat thereof recorded in Volume 46 of Plats, Page 14, in the Records and Elections Division of King County, Washington, described as follows:

Commencing at the Easterly most corner of said Lot 3 and the True Point of Beginning; thence South $66^{\circ}22'21''$ West 65.18 feet along the South line of said Lot 3; thence North $50^{\circ}45'33''$ West 16.85 feet; thence North $14^{\circ}40'40''$ West 30.49 feet; thence North $54^{\circ}34'47''$ West 22.74 feet; thence North $48^{\circ}27'32''$ West 25.38 feet to the North line of said Lot 3; thence North $66^{\circ}22'21''$ East 49.36 feet along said North line to the East line of said Lot 3; thence South $48^{\circ}45'19''$ East 96.81 feet along said East line to the True Point of Beginning and containing 4,760 square feet, more or less.

Richard P. Brown
5/12/87