

2590c
08-19-87

CITY OF BELLEVUE, WASHINGTON

ORDINANCE NO. 3828

AN ORDINANCE authorizing and providing for the acquisition of interests in land for the purpose of improving Somerset Avenue S.E. to 136th Place S.E. within the City of Bellevue; 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, on June 8, 1981, by Resolution No. 3771A, the City Council directed the removal of barricades on 136th Place S.E.; and

WHEREAS, it is a more efficient use of the roadway system and in keeping with the Transportation/Circulation Element of the Comprehensive Plan to construct a new roadway connecting 136th Place S.E. to Somerset Avenue S.E. upon the removal of the barricades at the north end of 136th Place S.E.; and

WHEREAS, the planned improvements to Somerset Avenue S.E. to 136th Place S.E., also known as the Somerset Connection project, include a roadway with curbs and gutters, storm drains and a sidewalk on one side; and

WHEREAS, the City Council has determined that the connection between the Foresthill and Somerset communities is necessary for community convenience, service vehicle access and emergency service and 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 public road 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.

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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.

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

PASSED by the City Council this 21st day of September, 1987, and signed in authentication of its passage this 21st day of September, 1987.

(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 September 25, 1987

EXHIBIT A

Parcel No. 2264
Fee Simple

That portion of the Southeast quarter of the Southwest quarter of Section 15, Township 24 North, Range 5 East, W.M., King County, Washington, described as follows:

Commencing at the Southeast corner of Lot 2, Block 7 of Somerset Addition No. 14, according to the plat thereof recorded in Volume 74 of Plats, Pages 30 and 31, in the Records and Elections Division of King County, Washington, said point being the True Point of Beginning; thence North $80^{\circ}14'58''$ East 50.08 feet to the Southwest corner of Lot 9, Block 8 of said Somerset Addition No. 14 and the point of a non-tangent curve whose center bears North $76^{\circ}40'49''$ East a radius distance of 300.00 feet; thence Southeasterly along said curve to the left through a central angle of $10^{\circ}24'06''$ an arc distance of 54.46 feet to the South line of said Section 15; thence North $88^{\circ}39'50''$ West 54.36 feet along said South line to a point 1,469.37 feet East of the Southwest corner of the Southwest quarter of said Section 15 and the point of a non-tangent curve whose center bears North $70^{\circ}03'00''$ East a radius distance of 350.00 feet; thence Northwesterly along said curve to the right through a central angle of $07^{\circ}08'26''$ and arc distance of 43.62 feet to the True Point of Beginning and containing 2,449 square feet.

Richard P. Brown

EXHIBIT A

Parcel No. 2266
Fee Simple

That portion of the Northeast quarter of the Northwest quarter of Section 22, Township 24 North, Range 5 East, W.M., King County, Washington, described as follows:

Commencing at the Northeast corner of said subdivision; thence North $88^{\circ}39'50''$ West 1,187.14 feet along the North line of said subdivision to the True Point of Beginning; thence South $88^{\circ}39'50''$ East 40.00 feet along said North line; thence South $01^{\circ}20'10''$ West 101.59 feet to the North line of Foresthill No. 3, according to the plat thereof recorded in Volume 110 of Plats, Pages 65 and 66, in the Records and Elections Division of King County, Washington; thence North $42^{\circ}32'40''$ West 57.71 feet along said North line; thence North $01^{\circ}20'10''$ East 60.00 feet to the True Point of Beginning and containing 3,232 square feet.

Richard P. Brown

5165m

EXHIBIT A
Parcel 2266A/132-162
Temporary Construction Easement

That portion of the Northeast quarter of the Northwest quarter of Section 22, Township 24 North, Range 5 East, W.M., King County, Washington, described as follows:

Commencing at the Northeast corner of said subdivision; thence North $88^{\circ}39'50''$ West 1,147.14 feet along the North line of said subdivision to the True Point of Beginning; thence South $88^{\circ}39'50''$ East 14.36 feet along said North line; thence South $33^{\circ}02'52''$ East 89.50 feet; thence South $47^{\circ}27'20''$ West 66.00 feet to the North line of Foresthill No. 3, according to the plat thereof recorded in Volume 110 of Plats, Pages 65 and 66, in the Records and Elections Division of King County, Washington; thence North $42^{\circ}32'40''$ West 25.00 feet along said North line; thence North $01^{\circ}20'10''$ East 101.59 feet to the True Point of Beginning and containing 4,652 square feet.

Richard P. Brown