

06-16-88
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CITY OF BELLEVUE, WASHINGTON

ORDINANCE NO. 3922

AN ORDINANCE authorizing and providing for the acquisition of interests in land for development of the Downtown Park; 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 established development of the Downtown Park as project P-AD-28 within the Capital Improvement Plan, and has, by Ordinance No. 3825, approved the 1988-1992 Capital Improvement Plan; and

WHEREAS, improvement of the Park is partially complete but negotiations to acquire two parcels have been unsuccessful; 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 in the attached Exhibit A, which descriptions are hereby incorporated by reference, necessary for public park 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 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 20th day of June, 1988, and signed in authentication of its passage this 20th day of June, 1988.

(SEAL)

Nan Campbell
Nan Campbell, Mayor

Approved as to form:

Richard L. Andrews, City Attorney

Scott McKee
Scott McKee, Assistant City Attorney

Attest.
Marie K. O'Connell
Marie K. O'Connell, City Clerk

Published June 24, 1988

EXHIBIT A

Parcel No. PW-S 1933

Legal Description
Fee Simple

Lot 14; EXCEPT the west 48 feet, and Lot 15, Hamley's Replat of Tract 2, Sharp's Subdivision of Cheriton Fruit Gardens, according to the plat thereof recorded in Volume 34 of Plats, page 36, in King County, Washington.

Parcel No. PW-S 1935

Legal Description
Fee Simple

The east 48 feet of Lot 14, Hamley's Replat of Tract 2 of Sharp's Subdivision of Cheriton Fruit Gardens, according to the plat thereof recorded in Volume 34 of Plats, page 36, in King County, Washington.