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CITY OF BELLEVUE, WASHINGTON

ORDINANCE NO. 4001

AN ORDINANCE approving the conditional use permit application of Professional Recreation Associates to expand an already existing exercise and athletic club at 4455 148th Avenue N.E. on property located on the west side of 148th Avenue N.E. between N.E. 40th and 51st Streets, with conditions, File No. HE/CUDN 88-1317.

WHEREAS, Professional Recreation Associates has applied to the City for a conditional use permit to expand an already existing exercise and athletic club at 4455 - 148th Avenue N.E. on property located on the west side of 148th Avenue N.E. between N.E. 40th and 51st Streets; and

WHEREAS, on February 9, 1989, a public hearing was held thereon by the Hearing Examiner Pro Tem pursuant to notice required by law; and

WHEREAS, on February 18, 1989, the Hearing Examiner Pro Tem recommended approval with conditions of said application and made and entered findings of fact and conclusions based thereon in support of his recommendation; and

WHEREAS, the City Council concurs in the findings of fact and conclusions of the Hearing Examiner; and

WHEREAS, the City of Bellevue 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 made and entered by the Hearing Examiner Pro Tem in support of his recommendation to the Council in this matter as set forth in "Findings and Recommendation of the Hearing Examiner Pro Tem for the City of Bellevue, In the Matter of the Application of Professional Recreation Associates for a Conditional Use, File No. HE/CUDN 88-1317."

Section 2. The City Council hereby approves the conditional use permit application, with conditions, of Professional Recreation Associates to expand an already existing exercise and athletic club at 4455 - 148th Avenue N.E. on property located on the west side of 148th Avenue N.E. between N.E. 40th and 51st Streets, and more particularly described as:

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PARCEL A:

The South Half of the Northeast Quarter of the Northeast Quarter of the Southeast Quarter of Section 15, Township 25 North, Range 5 East, W.M., in King County, Washington;

EXCEPT the South 140.00 feet of the East 330.00 feet thereof; and EXCEPT the East 50.00 feet of said South Half of county road;

EXCEPT the Westerly 155.00 feet in width of the South Half of the Northeast Quarter of the Northeast Quarter of the Southeast Quarter of Section 15, Township 25 North, Range 5 East, W.M., in King County, Washington;

AND EXCEPT the Southerly 30.00 feet in width of said South Half; EXCEPT the Easterly 330.00 feet and EXCEPT the Westerly 150.00 feet thereof;

SUBJECT TO easements, restrictions, and reservations of record.

PARCEL B:

The North Half of the Southeast Quarter of the Northeast Quarter of the Southeast Quarter of Section 15, Township 25 North, Range 5 East, W.M., in King County, Washington

EXCEPT the North 135 feet of the East 315 feet thereof; and EXCEPT the East 50.00 feet for county road;

TOGETHER WITH the East 249.36 feet of the North Half of the Southwest Quarter of the Northeast Quarter of the Southeast Quarter of Section 15, Township 25 North, Range 5 East, W.M.; and ALSO TOGETHER WITH the West 51.01 feet in width of the East 300.37 feet in width of the North Half of the Southwest Quarter of the Northeast Quarter of the Southeast Quarter of Section 15, Township 25 North, Range 5 East, W.M., in King County, Washington;

TOGETHER WITH the Westerly 155.00 feet in width of the South Half of the Northeast Quarter of the Northeast Quarter of the Southeast Quarter of Section 15, Township 25 North, Range 5 East, W.M., in King County, Washington;

TOGETHER WITH the Southerly 30.00 feet in width of said South Half;

EXCEPT the Easterly 330.00 feet and EXCEPT the Westerly 150.00 feet thereof; SUBJECT TO easements, restrictions, and reservations of record.

Provided approval of this conditional use permit is conditioned on full compliance by the owner or owners of the property described herein, their heirs, assigns, grantees and successors in interest, with the

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terms and conditions of that certain Concomitant Agreement executed by Professional Recreation Associates, which has been given Clerk's Receiving No. 14350 and which by this reference is fully incorporated 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 18th day of April 1989, and signed in authentication of its passage this 10th day of April, 1989.

(SEAL)

Nan Campbell
Nan Campbell, Mayor

Approved as to form:

Richard L. Andrews, City Attorney

Richard Gidley
Richard Gidley, Deputy City Attorney

Attest:

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

Published April 15, 1989