

## CITY OF BELLEVUE, WASHINGTON

ORDINANCE NO. 4078

AN ORDINANCE authorizing and providing for the acquisition of park land on the south side of N.E. 24th Street in the vicinity of 134th Avenue N.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, the City Council has established the development of a new viewpoint park as project P-AD-30 within the Capital Improvement Plan, and has by Ordinance No. 3958, approved the 1986-1990 Capital Improvement Plan; and

WHEREAS, the 1988 Park Bond Issue included funds for the development of this park; 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 that certain document attached as Exhibit A hereto, 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, 1988 Park Bond Issue funds, 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 6<sup>th</sup> day of November 1989, and signed in authentication of its passage this 6<sup>th</sup> day of November 1989.

(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 November 13, 1989

Parcel No. 2707

Legal Description  
Fee Simple

That portion of Section 27, Township 25 North, Range 5 East, W. M., in King County, Washington, described as follows: The West half of the West half of the Northwest quarter of the Northwest quarter of said Section; EXCEPT the North 30 feet for the road; EXCEPT State Highway; AND EXCEPT the South 5 acres thereof.

Parcel No. 2708

Legal Description  
Fee Simple

The East half of the Northwest quarter of the Northwest quarter of the Northwest quarter of Section 27, Township 25 North, Range 5 East, W.M., in King County, Washington; EXCEPT the north 30 feet thereof, for Northeast 24th street (formerly known as W. W. Easter Road No. 85), as conveyed to King County by deed recorded under King County Recording Number 3033499; AND EXCEPT the Southerly portion thereof as conveyed to the State of Washington for State Road No.520, under King County Recording Number 6680590.

Parcel No. 2709

Legal Description  
Fee Simple

The Northeast quarter of the Northwest quarter of the Northwest quarter of Section 27, Township 25 North, Range 5 East, W. M., in King County, Washington; EXCEPT any portion thereof lying within Northeast 24th Street; AND EXCEPT that portion thereof conveyed to the State of Washington by Deed recorded under Recording Number 6678253.