

ORIGINAL

WP0192C-ORD  
06/02/93

CITY OF BELLEVUE, WASHINGTON

ORDINANCE NO. 4539

AN ORDINANCE discontinuing the condemnation proceedings 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, as authorized by Ordinance No. 4078.

WHEREAS, on July 25, 1988, the City Council adopted Ordinance No. 3940 providing for the submission to the electors of the City a proposition authorizing the City to issue its Unlimited Tax Levy General Obligation Bonds (the "1989 Park Bonds") for the purpose of acquiring park and recreation facilities within the City; and

WHEREAS, following approval by the electors of that proposition, the City Council adopted Ordinance No. 3973 authorizing the issuance and sale of the 1989 Park Bonds and Ordinance No. 4078 authorizing and providing for the acquisition by condemnation proceedings of park land to be known as the Bridle Trails View Point on the south side of N.E. 24th Street in the vicinity of 134th Avenue N.E., which property is legally described in Exhibit A to said ordinance; and

WHEREAS, the condemnation proceeding resulted in a jury verdict for just compensation in an amount substantially in excess of the amount estimated and budgeted for that acquisition, which determination has been upheld on appeal; and

WHEREAS, by Ordinance No. 4540, the City Council has determined it is impractical to proceed with the acquisition of said property; now therefore,

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

Section 1. Pursuant to RCW 8.12.530, the condemnation proceedings authorized by Ordinance No. 4078 against the property described in Exhibit A hereto are hereby discontinued, and the City Attorney is hereby authorized and directed to undertake proceedings as provided by law to discontinue or abandon the condemnation proceedings consistent with the provisions of this ordinance.

Section 2. The cost and expense of discontinuing the condemnation shall be paid for from the General Capital Improvement Program Fund of the City of Bellevue, project P-AD-30, Open Space Acquisitions, which is supported by proceeds of the 1989 Park Bonds.

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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 7<sup>th</sup> day of June, 1993,  
and signed in authentication of its passage this 7<sup>th</sup> day of  
June, 1993.

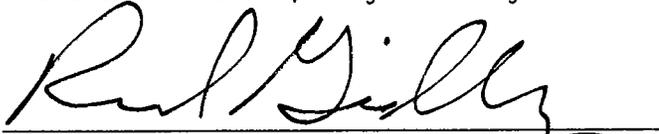
(SEAL)



Cary Bozeman, Mayor

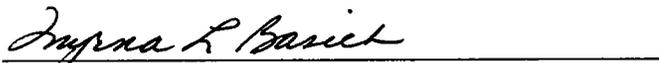
Approved as to form:

Richard L. Andrews, City Attorney



Richard Gidley, Deputy City Attorney

Attest:



Myrna L. Basich, City Clerk

Published June 11, 1993

EXHIBIT A

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.