

CITY OF BELLEVUE, WASHINGTON

ORDINANCE NO. 4580

AN ORDINANCE annexing to the City of Bellevue an approximately 15 acre parcel of unincorporated property located north of S.E. 63rd St. and west of 155th Avenue S.E., commonly referred to as the Summit Division 5 annexation.

WHEREAS, petitioners, the owners of property constituting not less than 10% percent in assessed value, according to the assessed valuation for general taxation of the property for which annexation is petitioned, prior to initiation of their petition, notified the City Council of their intention to commence annexation proceedings for the area described below, and the City Council met with said initiating owners and determined that the City would accept the proposed annexation provided that existing City indebtedness shall be assumed by the area to be annexed; and

WHEREAS, thereafter a sufficient petition for annexation was filed with the City Council pursuant to RCW 35A.14.120, signed by the owners of not less than 60 percent of assessed valuation for general taxation of the property for which annexation is petitioned, seeking annexation to the City of Bellevue of contiguous property located north of S.E. 63rd St. and west of 155th Avenue S.E., commonly referred to as the Summit Division 5 annexation; and

WHEREAS, the jurisdiction of the Boundary Review Board for King County was not invoked for the annexation, and the annexation was deemed approved by the Boundary Review Board on August 10, 1993; and

WHEREAS, the City Council fixed September 20, 1993, at the hour of 8:00 p.m. as the date and time for a public hearing on said proposed annexation and caused notice of such hearing to be published and posted in accordance with the law, and the hearing having been held on that date and all interested parties appearing at said hearing and desiring to be heard in regard to the proposed annexation having been heard by the Council; and

WHEREAS, the City Council established pre-annexation zoning of R-3.5 for the Summit Division 5 annexation area by adoption of the Central Newcastle Pre-annexation Zoning Ordinance No. 3840 on October 26, 1987; and

WHEREAS, said pre-annexation zoning will become effective upon the adoption of this ordinance annexing the Summit Division 5 annexation area to the City of Bellevue; and

WHEREAS, the City of Bellevue has complied with the requirements of the State Environmental Policy Act and the City Environmental Procedures Code; and

WHEREAS, all statutory requirements have been complied with, including those set forth in chapter 35A.14 RCW inclusive and chapter 36.93 RCW inclusive; now, therefore

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

Section 1. The following described property is hereby annexed to the City of Bellevue, Washington:

That portion of the Southwest quarter of Section 23, Township 24 North, Range 5 East W.M., King County, Washington, described as follows:

Commencing at the Southeast corner of said subdivision; thence North  $88^{\circ}59'01''$  West along the South line thereof 150.50 feet; thence North  $9^{\circ}07'53''$  West 12.93 feet to the South margin of S.E. 63rd Street as established by deed filed under Recording No. 8304110819, in King County, Washington and a point on a 430.00 foot radius non-tangent curve to the right whose center bears North  $9^{\circ}51'45''$  West; thence Westerly along said South Margin and curve 80.04 feet; thence North  $0^{\circ}48'08''$  East 60.00 feet to the Northerly margin of said S.E. 63rd Street and the True Point of Beginning; said point being on a 370.00 foot radius non-tangent curve to the right whose center bears North  $0^{\circ}48'08''$  East; thence Northwesterly along said Northerly margin and curve 226.99 feet; thence North  $54^{\circ}02'50''$  West along said Northerly margin 276.08 feet; thence North  $2^{\circ}34'00''$  West 426.65 feet; thence North  $33^{\circ}38'00''$  West 175.00 feet; thence North  $2^{\circ}24'00''$  East 236.00 feet; thence North  $36^{\circ}37'00''$  West 131.27 feet; thence North  $12^{\circ}46'00''$  West 269.98 feet; thence North  $42^{\circ}28'00''$  East 176.00 feet to the Westerly most corner of Lot 24 of The Summit Division No. 3, as recorded in Volume 140 of Plats, pages 39 to 43, in King County, Washington; thence South  $74^{\circ}26'00''$  East along the Southwesterly line thereof 111.00 feet to the Westerly most corner of Lot 25 of said plat; thence South  $53^{\circ}28'00''$  East along the Southwesterly line thereof 82.50 feet to the Southerly most corner of said Lot 25; thence North  $47^{\circ}36'00''$  East along the Southeasterly line thereof 57.61 feet to the Westerly most corner of Lot 26 of said plat; thence South  $63^{\circ}28'00''$  East along the Southwesterly line thereof 121.77 feet to the Westerly margin of 155th Avenue S.E. and a point on a 285.00 foot radius non-tangent curve to the left whose center bears South  $68^{\circ}05'28''$

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East; thence Southerly along said Westerly margin and curve 215.84 feet; thence South 21°29'00" East along said Westerly margin 339.83 feet to the beginning of a 265.00 foot radius curve to the right; thence Southerly along said Westerly margin and curve 137.83 feet; thence South 8°19'00" West along said Westerly margin 200.17 feet to the beginning of a 285.00 foot radius curve to the left; thence Southerly along said Westerly margin and curve 176.09 feet; thence South 27°05'00" East 161.34 feet to the beginning of a 212.30 foot radius curve to the right; thence Southerly along said Westerly margin and curve 66.52 feet; thence South 9°07'53" East along said Westerly margin 179.64 feet to the beginning of a 25.00 foot radius curve to the right; thence Southwesterly along said Westerly margin and curve 43.60 feet to the True Point of Beginning.

Section 2. Upon annexation, the property described in Section 1 of this ordinance shall be assessed and taxed at the same rate and on the same basis as other property within the City is assessed and taxed to pay for any outstanding indebtedness of the City which indebtedness has been approved by the voters, was contracted for or incurred prior to, or was existing at, the date of annexation.

Section 3. The property described in Section 1 of this ordinance shall become part of the City of Bellevue on the effective date of this ordinance.

Section 4. The property described in Section 1 of this ordinance is classified City of Bellevue R-3.5 pursuant to the proposed zoning regulation adopted by the City Council pursuant to Ordinance No. 3840 on October 26, 1987.

Section 5. The Comprehensive Plan of the City of Bellevue shall be deemed to apply to the annexed property from the effective date of this ordinance.

Section 6. A certified copy of this ordinance shall be filed with the King County Council of King County, Washington, in which county said property is located.

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Section 7. 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 September, 1993, and signed in authentication of its passage this 20th day of September, 1993.

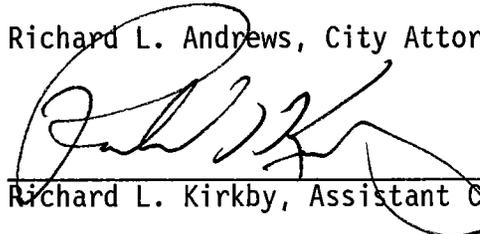
(SEAL)



Cary Bozeman, Mayor

Approved as to form:

Richard L. Andrews, City Attorney



Richard L. Kirkby, Assistant City Attorney

Attest:



Myrna L. Basich, City Clerk

Published September 24, 1993