WP0546C-ORD
12/04/95

ORIGINAL

CITY OF BELLEVUE, WASHINGTON

ORDINANCE NO. 4837

AN ORDINANCE annexing to the City of Bellevue the Eastgate Elementary School campus, an area of approximately ten acres, located at 4255 - 153rd Avenue S.E.

WHEREAS, petitioner, the owner 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 its petition, notified the City Council of its intention to commence annexation proceedings for the area described below, and the City Council met with said initiating owner 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, the Eastgate Elementary School campus and adjacent public right-of-way, an area of approximately ten acres, located at 4255 - 153rd Avenue S.E.; and

WHEREAS, the King County Boundary Review Board has chosen not to invoke its jurisdiction over the proposed annexation and the proposed annexation is thereby deemed approved by the Board on November 20, 1995; and

WHEREAS, a proposed zoning regulation was established for the area to be annexed pursuant to the Central Newcastle Pre-annexation Zoning Ordinance adopted by the City Council by Ordinance No. 3840, as most recently amended by Ordinance No. 4424, classifying the area to be annexed R-5; and

WHEREAS, said proposed zoning regulation shall take effect upon the annexation of the property proposed to be annexed; and

WHEREAS, the City Council fixed December 11, 1995 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

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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, consisting of the Eastgate Elementary School campus and adjacent public right-of-way, an area of approximately ten acres located at 4255 - 153rd Avenue S.E., is hereby annexed to the City of Bellevue, Washington:

> That portion of the Northwest quarter of Section 14, Township 24 North, Range 5 East, W.M., in King County, Washington, described as follows:
>
> Beginning at the Northwest corner of Tract A, Eastgate Addition Division D, as recorded in Volume 53 of Plats, Pages 34 and 35; thence Easterly along the North line of the South half of the Northwest quarter of said Section 14 to the South margin of S.E. Newport Way(Newport-Issaquah Road); thence Southeasterly along said South margin to the Easterly margin of 152nd Avenue S.E.(George S. Farmer Road) and the cusp of a 50.00 foot radius curve; thence Southwesterly along said Easterly margin and curve to a point of tangency; thence Southerly along said Easterly margin to the Northerly most corner of a parcel of land conveyed by deed, as recorded under Recording No. 7710190653; thence Southeasterly along the Northeast line thereof to the South line of the Northwest quarter of said Section 14; thence Westerly along said South line to the Southwest corner of said Tract A, Eastgate Addition Division D; thence Northerly along the West line thereof to the Point of Beginning.

Section 2. Upon annexation, said property 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.

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Section 4. The property described in Section 1 of this ordinance is classified City of Bellevue R-5 pursuant to the Central Newcastle Pre-annexation Zoning Ordinance adopted by the City Council by Ordinance No. 3840, as most recently amended by Ordinance No. 4424.

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.

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 11th day of December, 1995, and signed in authentication of its passage this 11th day of December, 1995.

(SEAL)

Donald S. Davidson, DDS, Mayor

Approved as to form:

Richard L. Andrews, City Attorney

Richard L. Kirkby, Assistant City Attorney

Attest:

Myrna L. Basich, City Clerk

Published December 15, 1995