

0195-ORD
10/05/98

ORIGINAL

CITY OF BELLEVUE, WASHINGTON

ORDINANCE NO. 5097

AN ORDINANCE annexing to the City of Bellevue a 2.6 acre site located at 17328 S.E. Cougar Mountain Drive in the Newcastle Subarea, commonly referred to as the Smith 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 at 17328 S.E. Cougar Mt. Dr. in the Newcastle Subarea; 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 September 28, 1998; and

WHEREAS, a proposed zoning regulation was established for the area to be annexed pursuant to Ordinance No. 3840, as amended, the Central Newcastle Pre-Annexation Zoning Ordinance, classifying the area to be annexed R-1; 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 October 19, 1998 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 of Bellevue has complied with the requirements of the State Environmental Policy Act and the City Environmental Procedures Code; and

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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 located at 17328 S.E. Cougar Mountain Drive in the Newcastle Subarea is hereby annexed to the City of Bellevue, Washington:

That portion of the East 210.00 feet of the Southwest quarter of the Southwest quarter of the Southeast quarter and the West 40.00 feet of the Southeast quarter of the Southwest quarter of the Southeast quarter of Section 24, Township 24 North, Range 5 East, W.M., King County, Washington, lying Northerly of the North margin of Cougar Mountain Road (S.E. 63rd Place).

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.

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

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 19th day of October, 1998, and signed in authentication of its passage this 19th day of October, 1998.

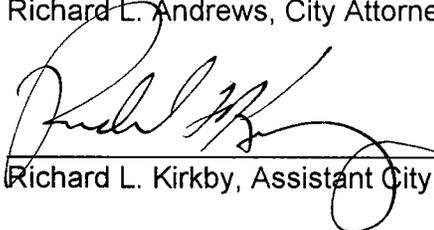
(SEAL)



Mike Creighton, Mayor

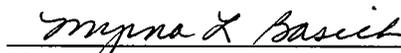
Approved as to form:

Richard L. Andrews, City Attorney



Richard L. Kirkby, Assistant City Attorney

Attest:



Myrna L. Basich, City Clerk

Published October 23, 1998