

CITY OF BELLEVUE, WASHINGTON

ORDINANCE NO. 5270

AN ORDINANCE amending Ordinance No. 5269 annexing to the City of Bellevue a 15.5-acre parcel located generally between Factoria Boulevard SE and SE Newport Way, in the Factoria Subarea, commonly referred to as the Somerset View Annexation to correct deficiencies in the legal description.

WHEREAS, RCW 35A.14.295 authorizes the legislative body of a code city to resolve to annex an unincorporated island of residential property to the City containing less than one hundred acres and having at least eighty percent of the boundaries of such area contiguous to the code city; and

WHEREAS, the City Council adopted Resolution No. 6482 on November 6, 2000, declaring its intent to annex the property; and

WHEREAS, a proposed zoning regulation was established for the area to be annexed pursuant to Ordinance No. 5250 adopted on November 6, 2000, classifying the area to be annexed R-5 and R-20; 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 January 4, 2001; and

WHEREAS, all statutory requirements have been complied with, including those set forth in RCW 35A.14.295; and

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

WHEREAS, the City Council adopted Ordinance No. 5269 on January 16, 2000 which contained an incomplete legal description, now, therefore,

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

Section 1. Section 1 of Ordinance No. 5269 is hereby amended to read as follows: The following described property located in the Factoria Subarea, is hereby annexed to the City of Bellevue, Washington:

R-5 west portion:

That portion of the Northeast quarter of Section 16, Township 24 North, Range 5 East, W.M., in King County, Washington, described as follows:

Commencing at the intersection of the North line of the South half of the Northwest quarter of the Southeast quarter of the Northeast quarter of said Section 16 and the East margin of 128<sup>th</sup> Avenue S.E.; thence Southerly along said East margin 60.03 feet to the True Point of

Beginning; thence South 87°14'15" East 299.39 feet; thence South 00°57'04" West to the North margin of S.E. Newport Way; thence Westerly along said Northerly margin to the East margin of 128<sup>th</sup> Avenue S.E.; thence Northerly along said East margin to the True Point of Beginning.

R-5 east portion:

That portion of the Northeast quarter of Section 16, Township 24 North, Range 5 East, W.M., in King County, Washington, described as follows:

Beginning at the Northeast corner of Lot 1, King County Short Plat No. 183069, as filed under Recording No. 8502201225; thence Southerly along the East line thereof to the North line of Newport View Townhomes, as recorded in Volume 92 of Condominiums, Pages 41-45; thence Easterly along said North line to the West margin of S.E. Newport Way; thence Northerly along said West margin to the to the North line of the South half of the North half of the Northeast quarter of the Southeast Quarter of the Northeast quarter of said Section 16; thence Westerly Along said North line to the Point of Beginning.

R-20 portion:

That portion of the Northeast quarter of Section 16, Township 24 North, Range 5 East, W.M., in King County, Washington, described as follows:

Beginning at the intersection of the East margin of 128<sup>th</sup> Avenue S.E. and the North line of the South half of the Northwest quarter of the Southeast quarter of the Northeast quarter of said Section 16; thence Easterly along said North line to the Southeast corner of Somerset Estates, as recorded in Volume 56 of Condominiums, Pages 94-100; thence Northerly along the East line thereof to the North line of the South half of the North half of the North half of the Southeast quarter of the Northeast quarter of said Section 16; thence Easterly along said North line to the Northeast corner of Lot 1, King County Short Plat No. 183069, as filed under Recording No. 8502201225; thence Southerly along the East line thereof to the North line of Newport View Townhomes, as recorded in Volume 92 of Condominiums, Pages 41-45; thence Easterly along said North line to the Northwesterly margin of S.E. Newport Way; thence Southerly and Westerly along said Northwesterly margin to the East margin of 128<sup>th</sup> Avenue S.E.; thence Northerly along said East margin to the Point of Beginning;

EXCEPT that portion of the above parcel, described as follows:  
Commencing at the Northwest corner of said parcel; thence Southerly along the West line thereof 60.03 feet to the True Point of Beginning; thence South 87°14'15" East 299.39 feet; thence South 00°57'04" West to the Northerly margin of S.E. Newport Way; thence Westerly along said Northerly margin to the East margin of 128<sup>th</sup> Avenue S.E.; thence Northerly along said East margin to the True Point of Beginning.

Section 2. All other provisions of Ordinance No. 5269, including but not limited to Section 3 relating to the effective date of annexation, shall remain unchanged.

Section 3. This ordinance shall take effect and be in force five days after passage and legal publication.

Passed by the City Council this 5th day of February, 2001 and signed in authentication of its passage this 5th day of \_February, 2001.

(SEAL)

Chuck Mosher, Mayor

Approved as to form:  
Richard L. Andrews, City Attorney  
Lori M. Riordan, Assistant City Attorney

Attest:  
Myrna L. Basich, City Clerk

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