

CITY OF BELLEVUE, WASHINGTON

ORDINANCE NO. 5417

AN ORDINANCE approving the rezone application of Ken Khorami and the City of Bellevue for the rezone of 1.26 acres from Office to (O) to Neighborhood Business (NB) at the Northwest corner of the intersection of NE 8th Street and 164th Avenue NE.

WHEREAS, Ken Khorami and the City of Bellevue filed an application to rezone 1.26 acres from Office (O) to Neighborhood Business (NB) at the Northwest corner of the intersection of NE 8th Street and 164th Avenue NE; and

WHEREAS, on August 5, 2002, the City Council adopted Ordinance 5396, amending the Comprehensive Plan Land Use designations from O to NB; and

WHEREAS, on November 6, 2002, a public hearing was held on the rezone application before the Hearing Examiner for the City of Bellevue pursuant to notice as required by law; and

WHEREAS, on November 8, 2002, the Hearing Examiner recommended approval of the rezone application and made and entered findings of fact and conclusions based thereon in support of that recommendation, and no timely appeal thereof has been filed; and

WHEREAS, the City Council concurs in the findings of fact and conclusions of the Hearing Examiner and has determined that the public use and interest will be served by approving the rezone of said property to NB; and

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

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

Section 1. The City Council adopts the findings of fact and conclusions based thereon, made and entered by the Hearing Examiner in support of the recommendation to the City Council with regard to the hereinafter described property located on the Northwest corner of the intersection of NE 8th Street and 164th Avenue NE as set forth in "Findings, Conclusions and Recommendations of the Hearing Examiner for the City of Bellevue in the Matter of the Application of Ken Khorami and the City of Bellevue Request for Rezone of 1.26 Acres from Office to Neighborhood Business at the Northwest Corner of the Intersection of NE 8th Street and 164th Avenue NE, File No. 02-116546-LQ" which property is legally described as follows:

The East 180.00 feet of the South 356.00 feet and the West 40.00 feet of the East 220.00 feet of the South 170.00 feet of the Southeast quarter of Section 26, Township 25, Range 5 East, W.M., in King County, Washington.

Section 2. This ordinance shall take effect and be in force five (5) days after passage and legal publication.

Passed by the City Council this 2nd day of December, 2002, and signed in authentication of its passage this 2nd day of December, 2002.

(SEAL)

Connie B. Marshall, 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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