

ORIGINAL

CITY OF BELLEVUE, WASHINGTON

ORDINANCE NO. 5728

AN ORDINANCE approving the rezone application of the 2R Development Group LLC to rezone a 1.15 acre site located at 1453 156th Avenue NE to remove an affordable housing condition imposed with a previous rezone, commonly known as the Rozenblat Townhomes rezone.

WHEREAS, 2R Development Group LLC filed an application to rezone the property at 1453 156<sup>th</sup> Avenue NE to remove an affordable housing condition imposed with a previous rezone; and

WHEREAS, on February 6, 2007 a public hearing was held before the Hearing Examiner for the City of Bellevue pursuant to notice required by law; and

WHEREAS, on February 21, 2007 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 remove the affordable housing condition and that the criteria of Land Use Code Section 20.30A.140 have been satisfied; 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 at 1453 156<sup>th</sup> Avenue NE as set forth in "Findings of Fact, Conclusions of Law, and Recommendation In re the Matter of the Application of 2R Development Group LLC (Rozenblat Townhomes) To Rezone a 1.15 acre site to eliminate a condition for affordable housing, File No: 06-102863-LQ."

Section 2. The property described below is hereby rezoned to remove the affordable housing condition original imposed by Ordinance No. 4448.

Parcel A, City of Bellevue Boundary Line Adjustment  
No. 06-100467-LW, as filed under Recording  
No. 20061030900002, in King County, Washington.

Section 3. Ordinance No. 4448 is hereby amended consistent with this ordinance by removing the affordable housing condition imposed in Section 3 of Ordinance No. 4448.

Section 4. 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 April, 2007  
and signed in authentication of its passage this 2nd day of April,  
2007.

(SEAL)

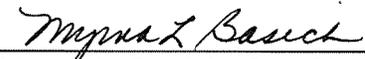
  
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Grant S. Degginger, Mayor

Approved as to form:

Lori M. Riordan, City Attorney

  
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Mary Kate Berens, Deputy City Attorney

Attest:

  
\_\_\_\_\_  
Myrna L. Basich, City Clerk

Published April 5, 2007