

ORIGINAL

10-10-83
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CITY OF BELLEVUE, WASHINGTON

ORDINANCE NO. 3301

AN ORDINANCE authorizing a modification of a portion of the Settlement Agreement between the City of Bellevue and Bellevue Seven, a limited partnership, incorporated by reference in Ordinance No. 3258 approved May 2, 1983.

WHEREAS, on May 2, 1983, the City Council of the City of Bellevue approved Ordinance No. 3258 which incorporated by reference a Settlement Agreement between the City of Bellevue and Bellevue Seven, a limited partnership, concerning the reclassification of property located west of Bellevue Way N.E., north of N.E. 12th Street (extended) and east of 102nd Avenue N.E. (extended); and

WHEREAS, said Settlement Agreement required in paragraph IV thereof, that Bellevue Seven provide an approved storm drainage detention system, and that legal title and responsibility for said system be transferred to the City; and

WHEREAS, the City now plans to implement construction of the Meydenbauer storm trunk line (C.I.P. No. D-18) which will provide 100 year storm conveyance to the Bellevue Seven property and other properties within the Gateway area; and

WHEREAS, by Resolution No. 4238, the City Council declared its intention to order formation of a local improvement district to provide funding for said storm drainage trunk line; and

WHEREAS, a hearing on the creation of LID 265 was held on October 17, 1983; and

WHEREAS, Bellevue Seven has agreed to participate in said LID 265; and

WHEREAS, in the event LID 266 is created without divestiture and the City proceeds with its proposal for improvement to the Meydenbauer trunk line it will be necessary to modify that portion of the Settlement Agreement between the City and Bellevue Seven which pertains to storm drainage detention facilities, now, therefore

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

Section 1. The City Attorney is authorized to sign and Ordinance No. 3268 is hereby modified by amendment of the incorporated Settlement Agreement (Clerk's Receiving No. 8373) consistent with the Amendment to

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Settlement Agreement given Clerk's Receiving No. 8773 and hereby incorporated by reference.

Section 2. This ordinance shall be published by posting it in the three official posting places of the City and shall take effect and be in force five days after the date of posting.

PASSED by the City Council this 17th day of Oct, 1983, and signed in authentication of its passage this 17th day of Oct, 1983.

(SEAL)



Roy A. Ferguson, Mayor

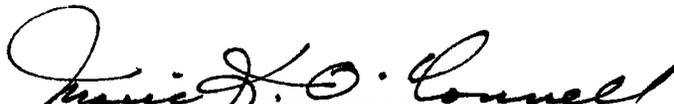
Approved as to form:

Linda M. Youngs, City Attorney



Richard L. Kirkby, Assistant City Attorney

Attest:



Marie K. O'Connell, City Clerk

Published October 30, 1983