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CITY OF BELLEVUE, WASHINGTON

ORDINANCE NO. 3444

AN ORDINANCE reclassifying property located on the west side of Bellevue Way S.E. between S.E. 6th and S.E. 8th Streets.

WHEREAS, Robert Shinbo Associates filed an application for reclassification of .69 acres located on the west side of Bellevue Way S.E. between S.E. 6th and S.E. 8th Streets; and

WHEREAS, on August 9, 1984, a public hearing was held thereon before the Hearing Examiner upon proper notice to all interested persons; and

WHEREAS, on September 7, 1984, the Hearing Examiner recommended approval with condition of said reclassification of said property located on the west side of Bellevue Way S.E. between S.E. 6th and S.E. 8th Streets from R-3.5 to R-10 and has made and entered findings of fact and conclusions based thereon in support of his recommendation; 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 reclassifying said property; and

WHEREAS, the City has complied with the requirements of the State Environmental Policy Act and the City Environmental Procedures Ordinance; 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 his recommendation to the Council in this matter, as set forth in "Findings and Recommendation of the Hearing Examiner for the City of Bellevue, In the Matter of the Application of Robert Shinbo Associates for a Reclassification, PRUD and Preliminary Plat, File Nos. HE-A 84-6, HE-B 84-2 and HE-E 84-4."

Section 2. The use classification of the following described property is changed from R-3.5 to R-10 with condition:

The east 150 feet of Lot 29 and the east 150 feet of the north half of Lot 30 Bellevue Acre and Half Acre Tracts, according to the plat recorded in Volume 11 of Plats, page 35, in King County, Washington; except the east 15 feet thereof for road as conveyed to King County by deed recorded under Auditor's File No. 620181.

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This reclassification from R-3.5 to R-10 is conditioned on full compliance by the owners of said property and their heirs, assigns, grantees and successors in interest with the terms and conditions of that certain Concomitant Zoning Agreement executed by Habitat Joint Venture and Progressive Environments, which has been given Clerk's Receiving No. 9932 and which is adopted by reference into this ordinance as though it were fully set forth herein.

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

PASSED by the City Council this 10<sup>th</sup> day of December 1984, and signed in authentication of its passage this 10<sup>th</sup> day of December 1984.

(SEAL)



Cary E. Bozeman, Mayor

Approved as to form:

Richard L. Andrews, City Attorney

  
Richard L. Andrews, City Attorney

Attest:

  
Marie K. O'Connell, City Clerk

Published December 15, 1984