

0048-ORD
01/21/97

CITY OF BELLEVUE, WASHINGTON

ORDINANCE NO. 4967

AN ORDINANCE authorizing and providing for the acquisition of interests in land for the purpose of improving N.E. 1st/2nd Street between 102nd Avenue N.E. and 104th Avenue N.E. within the City of Bellevue; providing for condemnation, appropriation, taking and damaging of land and property rights necessary therefor; providing for the cost thereof and directing the initiation of appropriate proceedings in the manner provided by law for said condemnation.

WHEREAS, the City Council has established the improvement of NE 1st/2nd Street between 102nd Avenue NE and 104th Avenue NE as Project ED-1 in the Capital Investment Plan and has created a budget and appropriated money for such project; and

WHEREAS, the improvements are necessary to extend NE 2nd to 104th Avenue NE in order to improve access and circulation and to improve arterial connections from Downtown; and

WHEREAS, the City Council finds that the public health, safety, necessity and convenience demand that said project be undertaken and that in order to carry out the project it is necessary at this time for the City to acquire interests and rights to the property hereinafter described; and

WHEREAS, the City Council finds and declares it necessary and in the best interest of the public that interests in the land and property rights hereinafter described be condemned, appropriated, taken and damages for public use, subject to the making or paying of just compensation to the owners thereof in the manner provided by law; now therefore,

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

Section 1. The land and property rights within the City of Bellevue, King County, Washington, described in that certain document given Clerk's Receiving No. 23981 which descriptions are hereby incorporated by reference, are necessary for public road purposes, and must be condemned, appropriated, taken and damaged for such public purposes, subject to the making or paying of just compensation to the owners thereof in the manner provided by law.

Section 2. The cost and expense of acquiring said land and property rights shall be paid for from the General Capital Investment Program Fund of the City of Bellevue, or from other monies the City may have available or obtain therefor.

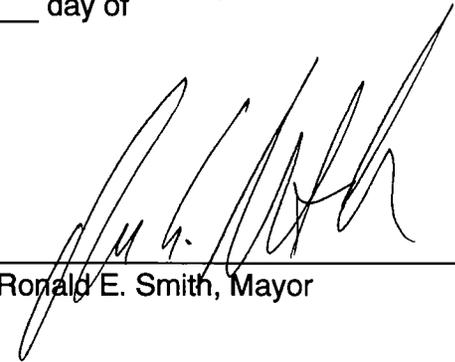
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Section 3. The City Attorney acting directly or through Special Assistant City Attorney Frederick A. Kaseburg, is hereby authorized and directed to undertake proceedings provided by law to condemn, appropriate, take and damage the land and property necessary to carry out the provisions of this ordinance.

Section 4. This ordinance shall take effect and be in force five days after its passage and legal publication.

PASSED by the City Council this 21st day of January, 1997, and signed in authentication of its passage this 21st day of January, 1997.

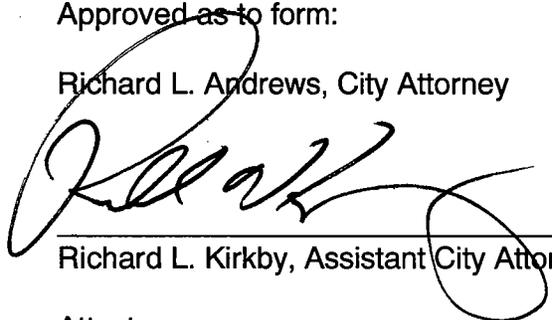
(SEAL)



Ronald E. Smith, Mayor

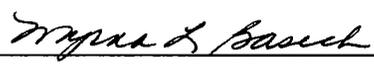
Approved as to form:

Richard L. Andrews, City Attorney



Richard L. Kirkby, Assistant City Attorney

Attest:



Myrna L. Basich, City Clerk

Published January 24, 1997