

CITY OF BELLEVUE, WASHINGTON

ORDINANCE NO. 5250

AN ORDINANCE adopting a proposed zoning regulation to become effective upon annexation of a 15.5 acre area in unincorporated King County located generally between Factoria Boulevard SE and SE Newport Way (Somerset View annexation).

WHEREAS, RCW 35A.14.295 authorizes the City Council to adopt a proposed zoning regulation to become effective upon the annexation of any area that might reasonably be expected to be annexed by the City at any future time; and

WHEREAS, it is anticipated that a 15.5 acre area within unincorporated King County located generally between Factoria Boulevard SE and SE Newport Way, and commonly referred to as the Somerset View annexation area, may be annexed by the City of Bellevue in the near future; and

WHEREAS, pursuant to RCW 35A.14.340, public hearings were held by the City Council on October 2, 2000 and November 6, 2000, at the hour of 8:00 p.m. pursuant to notice of said hearings published in a newspaper of general circulation in the City and in the potential annexation area and all interested parties appearing at said hearings and desiring to be heard in regard to the proposed zoning regulation having been heard by the City Council; and

WHEREAS, R-5 and R-20 zoning for the area to be annexed is deemed necessary by the Council to be in the best interest of the health, safety, and general welfare of the City and is consistent with the City's Comprehensive Plan; and

WHEREAS, all statutory requirements have been complied with, including those set forth in RCW 35A.14.330 and .340; 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. A proposed zoning regulation is hereby adopted establishing use classifications R-5 and R-20 for the following described areas within unincorporated King County located generally between Factoria Boulevard SE (formerly 128<sup>th</sup> Avenue SE.) and SE Newport Way and commonly referred to as the Somerset View annexation area:

R-5 west portion:

That portion of the Northeast quarter of Section 16, Township 24 North, Range 5 East, in King County, Washington, described as follows:

Commencing at the intersection of the North line of the South half of the Northwest quarter of the Southeast quarter of the Northeast quarter of the Northeast quarter of said Section 16 and the East margin of 128<sup>th</sup> Avenue

S.E.; thence Southerly along said East margin 60.03 feet to the True Point of Beginning; thence South 87°14'15" East 299.39 feet; thence South 00°57'04" West to the North margin of S.E. Newport Way; thence Westerly along said Northerly margin to the East margin of 128<sup>th</sup> Avenue S.E.; thence Northerly along said East margin to the True Point of Beginning.

R-5 east portion:

That portion of the Northeast quarter of Section 16, Township 24 North, Range 5 East, W.M., in King County, Washington, described as follows:

Beginning at the Northeast corner of Lot 1, King County Short Plat No. 183069, as filed under Recording No. 8502201225; thence Southerly along the East line thereof to the North line of Newport View Townhomes, as recorded in Volume 92 of Condominiums, Pages 41-15; thence Easterly along said North line to the West margin of S.E. Newport Way; Thence Northerly along said West margin to the to the North line of the South half of the North half of the Northeast quarter of the Southeast Quarter of the Northeast quarter of said Section 16; thence Westerly Along said North line to the Point of Beginning.

R-20 portion:

That portion of the Northeast quarter of Section 16, Township 24 North, Range 5 East W.M., in King County, Washington, described as follows:

Beginning at the intersection of the East margin of 128<sup>th</sup> Avenue S.E. and the North line of the South half of the Northwest quarter of the Southeast quarter of the Northeast quarter of said Section 16; thence Easterly along said North line to the Southeast corner of Somerset Estates, as recorded in Volume 56 of Condominiums, Pages 94-100; thence Northerly along the East line thereof to the North line of the South half of the North half of the Southeast quarter of the Northeast quarter of said Section 16; thence Easterly along said North line to the Northeast corner of Lot 1, King County Short Plat No. 183069, as filed under Recording No. 8502201225; thence Southerly along the East line thereof to the North line of Newport View Townhomes, as recorded in Volume 92 of Condominiums, Pages 41-45; thence Easterly along said North line to the Northwesterly margin of S.E. Newport Way; thence Southerly and Westerly along said Northwesterly margin to the East margin of 128<sup>th</sup> Avenue S.E.; thence Northerly along said East margin to the Point of Beginning;

EXCEPT that portion of the above parcel, described as follows: Commencing at the Northwest corner of said parcel; thence Southerly along the West line thereof 60.03 feet to the True Point of Beginning; thence South 87°14'15" East 299.39 feet; thence South 00°57'04" West to the Northerly margin of S.E. Newport Way; thence Westerly along said Northerly margin to the East margin of 128<sup>th</sup> Avenue S.E.; thence Northerly along said East margin to the True Point of Beginning.

Section 2. The proposed zoning regulation set forth in Section 1 of this ordinance shall become effective upon annexation to the City of Bellevue of the property described in Section 1 of this ordinance.

Section 3. A copy of this ordinance, duly certified as a true copy by the Clerk of the City shall be filed with the County Auditor.

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 6th day of November, 2000, and signed in authentication of its passage this 17th day of November, 2000.

(SEAL)

Chuck Mosher, 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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