

ORIGINAL

MAE:jt
WDT:jrv
02/01/84
R2/21/84

ORDINANCE NO. 1178

AN ORDINANCE OF THE CITY OF REDMOND, WASHINGTON, PROVIDING FOR THE ACQUISITION OF CERTAIN PROPERTY FOR THE IMPROVEMENT OF 154TH AVENUE N.E. AND N.E. 85TH STREET BY CONSTRUCTING A BRIDGE ACROSS THE SAMMAMISH RIVER, CONSTRUCTING STANDARD CURBS, GUTTERS AND SIDEWALKS, DRIVEWAYS ACROSS SIDEWALKS, PAVING THE STREETS WITH ASPHALT CONCRETE PAVING, INSTALLING A STORM DRAIN SYSTEM, SANITARY SEWER MAINS AND WATER MAINS, TRAFFIC CHANNELIZATION, RETAINING WALLS, LANDSCAPING, STREET ILLUMINATION, UNDERGROUND POWER AND COMMUNICATIONS, TOGETHER WITH ALL NECESSARY APPURTENANCES AND RELATED WORK TO MAKE A COMPLETE IMPROVEMENT IN ACCORDANCE WITH CITY STANDARDS ALL WITHIN THE CITY OF REDMOND; PROVIDING FOR THE CONDEMNATION, APPROPRIATION, TAKING AND DAMAGING OF LAND OR OTHER PROPERTY NECESSARY THEREFORE; PROVIDING THAT THE ENTIRE COST THEREOF SHALL BE PAID BY LID 83-ST-46, OR OTHER AVAILABLE FUNDS AND DIRECTING THE CITY ATTORNEY TO PROSECUTE THE APPROPRIATE ACTION AND PROCEEDINGS IN THE MANNER PROVIDED BY LAW FOR SAID CONDEMNATIONS.

THE CITY COUNCIL OF THE CITY OF REDMOND, WASHINGTON, DO
ORDAIN AS FOLLOWS:

Section 1. The public health, safety, necessity and convenience demand that bridge and street improvements, storm and sanitary sewer system improvements and underground utilities be constructed and maintained within the City of Redmond and that certain property be condemned, appropriated, taken and damaged for the construction of said improvements as provided by this ordinance.

Section 2. The City Council of the City of Redmond, after hearing the report of the City Engineer, and reviewing the planned improvements pursuant to LID 83-ST-46, hereby declares that the property hereinafter set forth is necessary for public use.

Section 3. The property within the City of Redmond, King County, Washington which has been designated on Exhibit A and which is incorporated herein by this reference, shall be, and the same is hereby condemned, appropriated, taken and damaged in the

manner set forth on Exhibit B, attached hereto and incorporated herein by this reference, for the purposes of improving 154th Avenue N.E. and N.E. 85th Street by constructing a bridge across the Sammamish River, constructing standard curbs, gutters and sidewalks, driveways across sidewalks, paving the streets with asphalt concrete paving, installing a storm drain system, sanitary sewer mains and water mains, traffic channelization, retaining walls, landscaping, street illumination, underground power and communications, together with all necessary appurtenances and related work to make a complete improvement in accordance with city standards all within the city limits, together with all necessary appurtenances in order to complete said improvements in accordance with city standards, together with the right to make all necessary slopes for cuts and fills upon adjacent lands in the reasonable original grading and maintenance of the street and bridge, together with temporary easements to enable construction of said improvements, said land being taken, damaged and appropriated subject to the making or paying of just compensation to the owners thereof in the manner provided by law.

Section 4. The City Attorney is hereby authorized and directed to begin and prosecute the proceedings provided by law to condemn, take and appropriate the property rights necessary to carry out the provisions of this ordinance, and is further authorized in conducting said condemnation proceedings and for the purpose of minimizing damages, to stipulate as to the use of the property hereby authorized to be condemned and appropriated to the reservation of any right of use to any owner, provided that such reservation does not interfere with the use of said property by the City as provided in this ordinance and to stipulate to any modification to the plans shown on Exhibit B. The City Attorney is further authorized to adjust the location and/or width of any of the property herein described in order to minimize damages, provided that said adjustments do not interfere with the use of said property by the City as provided in this ordinance.

Section 5. The entire cost of the property acquisition authorized by this ordinance, including all costs and expenses of condemnation proceedings, shall be paid from Local Improvement District 83-ST-46 from assessments collected from those persons specially benefited by the improvement of the roadway for which the property is being acquired.

Section 6. This ordinance, being an exercise of a power specifically delegated to the City legislative body, is not subject to referendum, and shall take effect five (5) days after its passage and publication by posting as provided by law.

CITY OF REDMOND

Doreen Marchione
MAYOR, DOREEN MARCHIONE

ATTEST/AUTHENTICATED:

Doris A. Schauble
CITY CLERK, DORIS A. SCHAIBLE

APPROVED AS TO FORM:
OFFICE OF THE CITY ATTORNEY:

BY *James Edward Haney*

FILED WITH THE CITY CLERK: February 2, 1984
PASSED BY THE CITY COUNCIL: February 21, 1984
SIGNED BY THE MAYOR: February 21, 1984
POSTED: February 23, 1984
EFFECTIVE DATE: February 28, 1984
ORDINANCE NO. 1178

EXHIBIT "A"

THAT PORTION OF THE SOUTH HALF OF THE SOUTHEAST QUARTER OF SECTION 2, TOWNSHIP 25 N, RANGE 5 EAST, W.M., KING COUNTY, WASHINGTON, DESCRIBED MORE PARTICULARLY AS FOLLOWS:

LOTS 1, 2, AND 3 OF REDMOND CENTER, AS PER PLAT RECORDED IN VOLUME 95 OF PLATS, ON PAGES 94 THROUGH 97, INCLUSIVE, RECORDS OF KING COUNTY.

RIGHT-OF-WAY TAKE LOT 1
THE NORTH 3.00 FEET OF LOT 1
CONTAINS AN AREA OF 301 SQUARE FEET

RIGHT-OF-WAY TAKE LOT 2
THE NORTH 30.00 FEET OF LOT 2
CONTAINS AN AREA OF 3600 SQUARE FEET

RIGHT-OF-WAY TAKE LOT 3
BEGINNING AT THE NORTHWEST CORNER OF LOT 3,
THENCE S00°-49'-10"W ALONG THE WEST LINE OF
LOT 3 A DISTANCE OF 30.00 FEET TO THE BEGINNING
OF A CURVE TO THE LEFT WHICH TERMINATES ON SOUTH
RIGHT-OF-WAY MARGIN OF N.E. 85TH STREET AND IS
32.00 FEET EAST OF THE POINT OF BEGINNING.
CONTAINS AN AREA OF 616 SQUARE FEET.

TOGETHER WITH A TEMPORARY CONSTRUCTION EASEMENT
OVER SAID PROPERTIES TO BE EXTINGUISHED UPON
COMPLETION OF CONSTRUCTION.

0207W/18
ms

