

CITY OF REDMOND, WASHINGTON

ORDINANCE NO. 520

AN ORDINANCE relating to the waterworks utility of the City, including the system of sewerage as a part thereof; specifying and adopting a system or plan of additions to and betterments and extensions of that waterworks utility; declaring the estimated cost thereof as near as may be; ordering the acquisition and construction of that system or plan; providing the method of financing the same from the proceeds received from the issuance of not to exceed \$719,572. par value of water and sewer revenue bonds; creating Utility Local Improvement District No. 70-SS-16 and providing for the issuance of interest bearing warrants pending the sale of such bonds.

WHEREAS, the City owns and operates a waterworks utility, including a system of sewerage as a part thereof, and the City Council has heretofore adopted a comprehensive plan for that utility, and numerous systems and plans for additions to and betterments and extensions of that comprehensive plan; and

WHEREAS, the City Council has considered a plan providing for additions to and betterments and extensions of that waterworks utility of the City, to provide certain improvements to the sewerage system of that utility, has determined a general plan for making those improvements; and has determined the part of the cost and expense of the plan to be paid from sewer revenue bonds; and

WHEREAS, by Resolution No. 233, adopted February 3, 1970, the City Council declared its intention to order the improvements described in the system or plan of additions to and betterments and extensions of the waterworks utility adopted in this ordinance; and for the establishment of a utility local improvement district, the assessment district for which does not extend beyond the termini of the improvement; and fixed the 10th day of March, 1970, at 8:00 P.M. at the City Hall, Redmond, Washington, as the time

and place for hearing all matters relating to that proposed improvement and all objections thereto; and

WHEREAS, the City Engineer has caused an estimate to be made of the cost and expense of the proposed improvement, and has certified it to the City Council, together with all papers and information in his possession touching the proposed improvement, a description of the boundaries of the district, a statement of the cost and expense of the improvement to be borne by the property within the proposed district, a statement in detail of the local improvement assessments outstanding and unpaid against the property in the proposed district, a statement of the aggregate actual valuation of the real estate including 25% of the actual valuation of the improvements in the proposed district according to the valuation last placed upon it for the purpose of general taxation; and

WHEREAS, that estimate is accompanied by a detailed copy of the preliminary assessment roll showing thereon the lots, tracts and parcels of land, and other property, together with the plans and assessment maps of the proposed improvement; and

WHEREAS, due and proper notice of the above hearing was given in the manner provided by law and the hearing was held by the City Council on March 10, 1970, there being no objections filed or considered which would be in excess of the amount provided by RCW 35.43.180; and

WHEREAS, the City Council has determined that it is in the best interests of the City and of the owners of property within the proposed utility local improvement district that the utility improvement, as hereinafter described, be carried out and that the utility local improvement district be created in connection therewith; NOW, THEREFORE,

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

Section 1. The City specifies and adopts the following system or plan of additions to and betterments and extensions of the waterworks utility of the City, including the system of sewerage as a part thereof:

(1) West Shore of Lake Sammamish - Construction of 8 inch and 12 inch sewer mains from the south line of Gov. Lot 7, section 30, twsp. 25 north, range 6 east, W.M. Engineer's Station 0/00 northerly along said shore to the south line of Tract M Harrisons Acreage Tracts, Replat of Tract 1 and 2, Gov. lot 2, sec. 25, twsp. 25 north, range 5 east, Engineer's Station 80 / 39.

(2) West Shore of Lake Sammamish - Construct a 8 inch sewer main from the north line of Tract H, Harrisons Acreage Tracts, Replat of Tracts 1 and 2, Engineers Station 0 / 00 to a connection with an existing sewage pump station located at Engineer's Station 6 / 41.

(3) West Shore of Lake Sammamish - Construction of an 8 inch sewer line from Engineer's Station 0 / 00 located at the approximate north line of the following described Tax Lot 46, Gov. Lot 9, sec. 13, twsp. 25 north, range 5 east, W.M. The southerly 100 feet of the northerly 600 feet of said Gov. Lot 9 lying southerly of a line running N 80° - 00' - 00" east from point on northeasterly margin of West Lake Sammamish Parkway N.E. (AKA King County Road No. 818) southeasterly 150 feet from the intersection of said Gov. Lot and easterly of State Highway and shore lands adjacent on east to Engineer's Station 6 / 51, located approximately 100 feet north of the southerly line of Tax Lot 23, Gov. Lot 8, sec. 13, twsp. 25 north, range 5 east, W.M. described as follows, the south 282.67 feet of said Gov. Lot 8 and shore lands adajacent also that portion of the SE¼ of the SW¼ of sec. 13, twsp. 25 north, range 5 east, W.M. lying north of West Lake Sammamish Parkway N.E. (AKA King County Road No. 818) of east 300 feet of south 297.68 feet of Gov. Lot 7, sec. 13, twsp. 25 north, range 5 east, W.M. lying north of said road.

(4) West Lake Sammamish Parkway N.E. (AKA S.R. No. 901) - Construction of a 8 inch sewer main from Engineer's Station 0 / 00 located approximately 50' northerly of the south line of Gov. Lot 7, Sec. 30, twsp. 25 north, range 6 east, W.M. to Engineer's Station 101 / 50, said station located 100 feet M/L southeasterly of the intersection of the centerline of 172nd Avenue N.E. and the centerline of West Lake Sammamish Parkway N.E. on the West line of Gov. Lot 9, sec. 13, twsp. 25 north, range 5 east, W.M.

(5) N.E. 24 Street - Construct a 8 inch sewer main from Engineer's Station 0 / 00 located on the west margin of West Lake Sammamish Parkway N.E. 4 feet M/L southerly of the north line of Sec. 30, twsp. 30 north, range 6 east, west to Engineer's Station 11 / 55 approximately 6 feet west of the intersection of the centerline of 186th Avenue N.E. with the centerline of N.E. 24th Street.

(6) 180th Avenue N.E. - Construction of a 8 inch sewer main west from Engineer's Station 0 / 00 on the west margin of

West Lake Sammamish Parkway N.E. and 5 feet M/L west of the centerline of 180th Avenue N.E. to Engineer's Station 5 / 90 located approximately 50 feet north of the southwest corner of Gov. Lot 3, sec. 19, twsp. 25 north, range 6 east, W.M.

(7) 177th Avenue N.E. - Construction of a 8 inch sewer main from Engineer's Station 0 / 00 located on the southwesterly margin of West Lake Sammamish Parkway N.E. 5 feet west of the centerline of 177th Avenue south to Engineer's Station 5 / 00 located 210 feet M/L north of the intersection of the centerline of N.E. 34th Street and the centerline of 177th Avenue N.E.

(8) N.E. 36th Street - Construction of a 8 inch sewer main on N.E. 36th Street from Engineer's Station 0 / 00 located 5 feet southeast of the intersection of the centerline of N.E. 36th Street with the centerline of 177th Avenue N.E. west to Engineer's Station 14 / 09 located approximately 220 feet east of the intersection of the centerline of N.E. 36th Street with the centerline of 172nd Avenue N.E.

(9) N.E. 40th Street - Construction of a 8 inch sewer main on N.E. 40th Street from Engineer's Station 0 / 00 located on the west margin of West Lake Sammamish Parkway N.E. 5 feet south of the centerline of N.E. 40th Street west to Engineer's Station 5 / 62 located 160 feet M/L east of the intersection of the centerline of 172nd Avenue N.E. and the centerline of N.E. 40th Street.

There shall be included in the foregoing the acquisition and installation of all necessary valves, fittings, couplings, connections, manholes, pumping stations, equipment and appurtenances, and the acquisition of any easements or rights-of-way that may be required; and there shall be included the performance of such work as may be incidental and necessary to the foregoing construction and installation.

The City Council may modify the details of the foregoing system or plan where, in its judgment, it deems advisable, if such modifications do not substantially alter the purposes hereinbefore set forth.

The life of the above-described improvement is hereby declared to be at least thirty years.

Section 2. The cost of the above-described plan of additions and betterments herein authorized is estimated, as nearly as may be, to be the sum of \$967,932. Such cost shall be met and defrayed from the issuance and sale of sewer revenue bonds to be known

and designated as "Water and Sewer Revenue Bonds, 1970" in an amount not to exceed \$719,572.

The bonds shall be either registered for principal only or shall be bearer bonds; shall be numbered, shall bear such date and shall be payable at such time or times up to a maximum period of not to exceed thirty years as shall be hereafter determined by the City Council; shall bear interest, payable semiannually, and evidenced to maturity by coupons attached to the bonds bearing a coupon interest rate of not to exceed _____% per annum; and shall be payable at the office of the City Treasurer, and may also be payable at such other place or places as the City Council may determine.

The bonds shall be issued in dominations of \$1,000 or \$5,000 each; may be issued and sold from time to time (in one or more series) as funds are needed; and shall be issued in such form and shall be subject to such terms, covenants and conditions as shall be hereafter determined by ordinance.

In the event that the "Water and Sewer Revenue Bonds, 1970" shall be issued on a parity of lien with the outstanding "Water and Sewer Revenue Bonds, 1962, Series A," dated October 1, 1962, "Water and Sewer Refunding and Construction Revenue Bonds, 1967," dated March 1, 1967, and "Water and Sewer Revenue Bonds, 1968," dated July 1, 1968, (herein collectively referred to as the "outstanding revenue bonds") shall be payable only out of the "Water and Sewer Refunding and Construction Revenue Bond Fund, 1967" of the City created and established in the office of the City Treasurer by Ordinance No. 373 and redesignated in Ordinance No. 420, and shall be a valid claim of the holder thereof only as against such fund and the amount of the revenues of the water-works utility of the City and utility local improvement district assessment collections pledged to such fund and shall not be a general obligation of the City.

In the event that the "Water and Sewer Revenue Bonds, 1970," are issued on a parity of lien with the outstanding revenue bonds as aforesaid, the gross revenues of the waterworks utility of the City now or hereafter owned by it, including all additions thereto and betterments and extensions thereof at any time made, including the additions thereto authorized herein, and including payments received from the collection of assessments in the utility local improvement district created in this ordinance and any utility local improvement districts hereafter created to secure the payment of the "Water and Sewer Revenue Bonds, 1970," when issued, and any additional water and sewer revenue bonds hereafter issued as parity bonds, in accordance with the provisions of section 11, Ordinance No. 206, section 13, Ordinance No. 420, and section 13, Ordinance 471, are hereby pledged for the payment of any outstanding revenue bonds, the "Water and Sewer Revenue Bonds, 1970," and any additional parity water and sewer revenue bonds, including both principal and interest, in accordance with their terms. This pledge shall constitute a lien or charge upon such gross revenues and utility local improvement district assessments and payments prior and superior to all other charges whatsoever, but subject to the necessary costs of maintenance and operation of the sewer system of the City.

Section 3. The acquisition and construction of the improvement described in section 1 is hereby ordered to be carried out. In order to pay for a part of the cost of that improvement there is hereby created a utility local improvement district to be designated and known as "Utility Local Improvement District No. 70-SS-16" of the City and more particularly described as follows:

BEGINNING at the point of intersection of the south line of Government Lot 7, section 30, township 25 north, range 6 east, W.M. with the west shore line of Lake Sammamish;

Thence west along the south line of said government lot 7 to the southwest corner of said government lot 7;

Thence north $0^{\circ}10'14''$ east, along the west line of government lot 7, a distance of 160 feet;

Thence north $88^{\circ}45'32''$ west a distance of 330 feet;

Thence north $01^{\circ}14'28''$ east to the north line of section 30, township 25 north, range 6 east, W.M.;

Thence north $88^{\circ}31'$ west 990 feet, more or less, to the southwest corner of government lot 7 in section 19, township 25 north, range 6, east, W.M.;

Thence north, along the west line of said government lot 7 to the northwest corner of said government lot 7;

Thence south $89^{\circ}53'03''$ east a distance of 350 feet, more or less, to the southeast corner of the Plat of Little Tree, Division No. 2, as recorded in volume 88 of Plats, pages 88 and 89, records of King County, Washington;

Thence north $35^{\circ}07'17''$ west, along the northeasterly line of said Plat of Little Tree, a distance of 479.83 feet to the point of a curve to the left, said curve having a radius of 1580.08 feet through a central angle of $6^{\circ}24'23''$;

Thence northwesterly, along the arc of said curve to the left, a distance of 176.67 feet to the northeast corner of said Plat of Little Tree, which is also the easterly corner of the Plat of Little Tree, Division No. 1, as recorded in volume 86 of Plats, pages 27 and 28, records of King County, Washington;

Thence northwesterly along the arc of a curve to the left, said curve having a radius of 1580.08 feet through a central angle of $6^{\circ}31'37''$, a distance of 180 feet;

Thence north $48^{\circ}03'17''$ west a distance of 750.69 feet;

Thence south $63^{\circ}42'22''$ west a distance of 612.61 feet;

Thence continuing south $63^{\circ}43'22''$ west a distance of 33.84 feet to the west line of government lot 4 in section 19, township 25 north, range 6 east, W.M., said west line also being the centerline of 180th Avenue N.E., as of record in the office of the Director of Public Works, Redmond, Washington;

Thence north $01^{\circ}16'16''$ a distance of 483.82 feet to the northwest corner of said government lot 4 in section 19, township 25 north, range 6 east, W.M.;

Thence north $87^{\circ}35'53''$ west, along the south line of section 24, township 25 north, range 5 east, W.M., said south line also being the south line of Tract 4, Harrison's Acreage Tracts, as recorded in volume 17 of Plats, page 66, records of King County, Washington, a distance of 254.10 feet;

Thence north $01^{\circ}11'46''$ a distance of 30 feet to the southeast corner of the Plat of Vuelake No. 1, as recorded in volume 82 of Plats, pages 11 and 12, records of King County, Washington;

Thence continuing north $01^{\circ}11'46''$ east, along the east line of said Plat of Vuelake No. 1, a distance of 150 feet;

Thence south $86^{\circ}07'03''$ east a distance of 252.73 feet to the centerline of said 180th Avenue N.E.;

Thence north $02^{\circ}22'12''$ east a distance of 226.08 feet to a point on the centerline of said 180th Avenue N.E. which is the north-south section line common to section 24, township 25 north, range 5 east, W.M. and section 19, township 25 north, range 6 east, W.M.;

Thence north $86^{\circ}07'03''$ west a distance of 252.73 feet to a point on the east line of said Plat of Vuelake No. 1;

Thence north $01^{\circ}11'46''$ east a distance of 106 feet, more or less;

Thence north $89^{\circ}15'01''$ west a distance of 14.29 feet;

Thence north $00^{\circ}22'19''$ west a distance of 42.35 feet;

Thence south 79°26'48" west a distance of 130.50 feet;
Thence on a curve to the left having a radius of 187 feet
through a central angle of 18°50'13" a distance of 61.48 feet;
Thence north 44°35'43" west a distance of 94.08 feet;
Thence south 45°24'17" west a distance of 54.00 feet;
Thence on a curve to the right having a radius of 20 feet
through a central angle of 73°23'54" a distance of 25.62 feet;
Thence on a curve to the left having a radius of 50 feet
through a central angle of 31°01'07" a distance of 27.07 feet;
Thence south 87°47'04" west a distance of 102.64 feet;
Thence north 87°35'53" west a distance of 343.35 feet,
along the north line of said Plat of Vuelake No. 1, to the
centerline of 177th Avenue N.E. as of record in the office of
the Director of Public Works, Redmond, Washington;

Thence south 00°59'27" west, along said centerline of
177th Avenue N.E. to the point of intersection of said centerline
with the south line of Tract 8, Harrison's Acreage Tracts, as
recorded in volume 17 of Plats, page 66, records of King County,
Washington, as produced easterly 30 feet;

Thence north 87°35'53" west a distance of 30 feet to a
point on the west margin of 177th Avenue N.E., said point also
being the southeast corner of said Tract 8, Plat of Harrison's
Acreage Tracts, and also the northeast corner of the Plat of
Hamley Addition, as recorded in volume 87 of Plats, page 61,
records of King County, Washington;

Thence north 87°35'53" west a distance of 595.03 feet;
Thence north 36°03'10" west a distance of 169.02 feet;
Thence south 73°15'38" west a distance of 309.51 feet;
Thence south 16°56'55" west a distance of 382.87 feet;
Thence north 87°35'53" west a distance of 61.98 feet to
the southwest corner of Lot 11, said Plat of Harrison's Acreage
Tracts;

Thence continuing north 87°35'53" west, along the south
line of said Tract 11, to the point of intersection of said
south line produced west 30 feet to the centerline of 172nd
Avenue N.E., as of record in the office of the Director of
Public Works, Redmond, Washington;

Thence continuing north, along said centerline of 172nd
Avenue N.E., for a distance of 658.22 feet;

Thence south 85°51'48" east a distance of 180 feet;
Thence north, along a line parallel to and 180 feet east
of the centerline of said 172nd Avenue N.E., to the north right-
of-way line of N.E. 40th Street;

Thence continuing north, along said line 180 feet east
of and parallel to the centerline of said 172nd Avenue N.E., to
the south line of the Plat of Lochen Vue, as recorded in volume
88 of Plats, page 95, records of King County, Washington;

Thence north 89°56'50" west a distance of 180 feet to the
centerline of 172nd Avenue N.E.;

Thence north 00°47'48" east, along said centerline, a
distance of 251.80 feet;

Thence south 89°56'50" east a distance of 180 feet;

Thence north, along a line 180 feet east of and parallel
to the centerline of said 172nd Avenue N.E., to the northerly
right-of-way line of West Lake Sammamish Parkway N.E. (AKA
Lake Sammamish Shoreline Road Extension No. 1309, as of record
in the office of the King County Engineer);

Thence north 72°77' west, along said northerly right-of-
way line of West Lake Sammamish Parkway N.E., a distance of
510 feet, more or less;

Thence north 01°01'16" west a distance of 238 feet, more
or less;

Thence north 88°11'05" east to the west shore of Lake Sammamish;

Thence southerly, along the west shore line of Lake Sammamish and the east line of government lot 8, section 13, township 25 north, range 5 east, W.M., a distance of 282.67 feet, more or less, to the south line of said government lot 8;

Thence continuing southeasterly, along the west shoreline of Lake Sammamish and the east line of government lot 9 of said section 13, to the south line of government lot 9 of said section 13;

Thence continuing southeasterly, along the west shore line of Lake Sammamish and the east line of government lot 2 in section 24, township 25 north, range 5 east, W.M., to the south line of said government lot 2;

Thence continuing southerly and southeasterly, along the west shore line of Lake Sammamish and the east line of government lot 3 in said section 24, to the east line of government lot 3 in said section 24;

Thence continuing southeasterly, along the west shore line of Lake Sammamish and the easterly line of government lot 3, section 19, township 25 north, range 6 east, W.M., to the south line of government lot 3 in said section 19;

Thence continuing southeasterly, along the west shore line of Lake Sammamish and the east line of government lot 6 in said section 19, to the south line of government lot 6 in said section 19;

Thence continuing southerly, along the west shore line of Lake Sammamish and the east line of government lot 8 in said section 19, to the south line of government lot 8 in said section 19;

Thence continuing southerly, along the west shore line of Lake Sammamish and the east line of government lot 7 in section 30, township 25 north, range 6 east, W.M., to the south line of government lot 7 in said section 30 and the point of beginning of this description.

Situated in the City of Redmond, King County, Washington.

Section 4. The cost and expense of the improvement has in section 2 been estimated to be \$967,932. Of that estimated cost and expense, not to exceed \$719,572 thereof shall be borne by assessments against the property within Utility Local Improvement District No. 70-SS-16 specially benefited by such improvement.

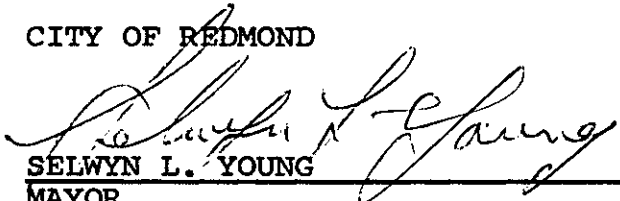
The nature of the improvement is such that the special benefits conferred on the property within the boundaries of Utility Local Improvement District No. 70-SS-16 are fairly reflected by computing and determining the assessments on the basis of the area or square footage of the individual lot, tract or parcel of land or other property specially benefited, and the assessments shall, therefore, be made against the property within Utility Local Improvement District No. 70-SS-16 in

accordance with the special benefits they will derive from the improvement by the area or square footage method of assessment.

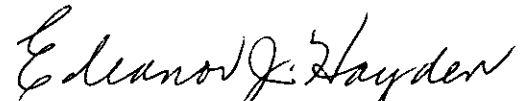
Section 5. The appropriate City officers shall proceed with the carrying out of the improvement described in section 1. Pending the issuance and sale of the "Water and Sewer Revenue Bonds, 1970," the City may issue interest bearing revenue warrants drawn against the "Water and Sewer Construction Fund" of the City to bear interest at such rate as may hereafter be determined and to be redeemed from the sale of the "Water and Sewer Revenue Bonds, 1970," within one year from date hereof.

PASSED by the Council of the City of Redmond, Washington at a regular meeting thereof, and APPROVED by the Mayor this 17th day of March, 1970.

CITY OF REDMOND


SELWYN L. YOUNG
MAYOR

ATTEST:


ELEANOR J. HAYDEN
CITY CLERK

APPROVED AS TO FORM:


JOHN D. LAWSON
CITY ATTORNEY

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