

CITY OF BELLEVUE, WASHINGTON

ORDINANCE NO. 3395

AN ORDINANCE approving the application of NewVector Communications, Inc., to erect a 17 foot high antenna atop a 100 foot monopole and to build a 550 square foot building at the south end of the lower west parking lot of Bellevue High School located east of Bellevue Way at approximately S.E. 6th (if extended) as recommended by the Hearing Examiner.

WHEREAS, NewVector Communications, Inc., has applied to the City for a conditional use to erect a 17 foot high antenna atop a 100 foot monopole and to build a 550 square foot building at the south end of the lower west parking lot of Bellevue High School located east of Bellevue Way at approximately S.E. 6th (if extended); and

WHEREAS, on May 3, 1984, a public hearing was held thereon by the Hearing Examiner pursuant to notice required by law; and

WHEREAS, on May 31, 1984, the Hearing Examiner recommended approval of said conditional use and made and entered findings of fact and conclusions based thereon in support of his recommendation; and

WHEREAS, the City of Bellevue 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 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 NewVector Communications, Inc. for a Conditional Use, File No. HE-D 83-12."

Section 2. The City Council hereby approves the conditional use application of NewVector Communications, Inc., for a conditional use located east of Bellevue Way at approximately S.E. 6th (if extended), and more particularly described as:

Lots 9, 10, 11, 24, 25 and 26, Block 6, Bellevue Park, according to the plat thereof recorded in Volume 39 of Plats, pages 17 and 18, in King County, Washington:

TOGETHER WITH an easement 20 feet wide for ingress and egress over that portion of Blocks 6 and 7, said plat of Bellevue Park; the centerline of said easement described as follows:

Beginning at the intersection of the centerline of Southeast Kilmarnock Street and the easterly prolongation of the north line of Lot 1, Block 7 of said plat; thence along the centerline of said street south $28^{\circ}23'32''$ east 169.97 feet; thence south $27^{\circ}21'11''$ east 180.94 feet; thence south $63^{\circ}03'39''$ west 14.92 feet; thence south $24^{\circ}39'00''$ west 44.63 feet; thence south $12^{\circ}26'49''$ east 63.19 feet; thence south $10^{\circ}38'21''$ east 510.09 feet to the terminus of said centerline; The terminus of said centerline bears south $11^{\circ}49'39''$ west 25.19 feet from the northwest corner of Lot 9, Block 6 of said plat.

Provided this conditional use is conditioned on full compliance by the owners or owners of the property described herein, their heirs, assigns, grantees and successors in interest, with the terms and conditions of that certain Concomitant Agreement executed by NewVector Communications, Inc., which has been given Clerk's Receiving No. 9432 and which by this reference is fully incorporated herein.

Provided further that this approval of said conditional use is conditioned on full compliance by the owner or owners, developer and developers, and their heirs, assigns, grantees and successors in interest with the plans and attachments, conditions, commitments, reports and other documents relating to this conditional use, given Clerk's Receiving No. 9433 which are hereby by this reference fully incorporated herein.


Section 3. The conditional use granted herein is subject to all federal, state and local laws, rules and regulations, including but not limited to Bellevue Land Use Code Sections 20.30.875, 20.30.880 and 20.30.885.

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 16th day of July, 1984, and

signed in authentication of its passage this 16th day of July, 1984.

(SEAL)


Cary E. Bozeman, Mayor

Approved as to form:

Richard Andrews, Acting City Attorney


Richard Gidley, Assistant City Attorney

Attest:


Marie K. O'Connell, City Clerk

Published July 21, 1984