

CITY OF BELLEVUE, WASHINGTON

ORDINANCE NO. 6739

AN ORDINANCE amending Ordinance No. 828 to release a portion of a public utility easement located at 14121 NE 20th Street which has been declared surplus to the City's needs and is no longer required for providing continued public utility service; the release of this portion of an easement being deemed in the best interest of the public.

WHEREAS, RCW 35.94.040 and Bellevue City Code (BCC) 4.32.070 provide that whenever a city determines by resolution of its legislative authority, that any lands, property, or equipment originally acquired for public utility purposes is surplus to the city's needs and is not required for providing continued public utility service, then such legislative authority by resolution and after a public hearing may cause such lands, property, or equipment to be leased, sold, or conveyed; and

WHEREAS, pursuant to BCC 4.32.070, such resolution shall state the fair market value and such other terms and conditions for such disposition as the Council deems to be in the best public interest; and

WHEREAS, the fair market value of said easement is estimated to be \$91,900; and

WHEREAS, the easement was provided to the City at no cost and as a result no compensation is required for relinquishment;

WHEREAS, on May 1, 2023, by Resolution No. 10250, Council declared a portion of an existing public utility easement (as legally described on Attachment A and generally depicted on Attachment B) as surplus to the City's needs and no longer required for providing continued public utility service; and

WHEREAS, Council held a public hearing on May 22, 2023, as the required prerequisite to authorizing relinquishment of the utility easement; and

WHEREAS, Council finds that the relinquishment of a portion of a public utility easement reserved under Ordinance No. 828 (as legally described in Attachment A and generally depicted on Attachment B), located on the property at 14121 NE 20th Street in Bellevue, Washington, is deemed in the best interest of the public; now, therefore,

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

Section 1. The following amendment to Ordinance No. 828 shall take effect upon the dedication of the necessary property rights to serve the relocated utilities.

Section 2. The section of Section 1 of Ordinance No. 828 beginning with the phrase "is vacated", is hereby amended to read as follows:

is vacated; provided however, that easements are reserved for the location, construction, reinstallation, use, repair and maintenance of pipes, poles, cables, lines or appurtenances of public utilities and services within or above the following vacated public right-of-way:

THAT PORTION THEREOF LYING WITHIN THE SOUTHWESTERLY 30 FEET OF LOT 1 AND LOT 3, CITY OF BELLEVUE SHORT PLAT NUMBER 81-39, RECORDED MAY 31, 1983, UNDER RECORDING NUMBER 8305319002, SAID SHORT PLAT BEING A SUBDIVISION OF A PORTION OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 27, TOWNSHIP 25 NORTH, RANGE 5 EAST, WILLAMETTE MERIDIAN, IN KING COUNTY, WASHINGTON.

Section 3. This Ordinance shall take effect and be in force five (5) days after its passage and legal publication.

Passed by the City Council this 22nd day of MAY, 2023 and signed in authentication of its passage this 22nd day of MAY, 2023.

(SEAL)



Lynne Robinson, Mayor

Approved as to form
Kathryn L. Gerla, City Attorney

Monica A. Buck, Assistant City Attorney

Attest:

Charmaine Arredondo, City Clerk

Published 5/25/23

Attachment A

**CITY OF BELLEVUE ORDINANCE NO. 828
RECORDING NUMBER 5971918 - EASEMENT RELINQUISHMENT**

THAT PORTION OF AN EASEMENT RESERVED WITH THE VACATION OF N.E. 20TH PLACE, UNDER CITY OF BELLEVUE ORDINANCE NUMBER 828, AND RECORDED AT THE KING COUNTY RECORDER'S OFFICE UNDER RECORDING NUMBER 5971918, LYING WITHIN THE SOUTHWESTERLY 30 FEET OF LOT 1 AND LOT 3, CITY OF BELLEVUE SHORT PLAT NUMBER 81-39, RECORDED MAY 31, 1983 UNDER RECORDING NUMBER 8305319002, SAID SHORT PLAT BEING A SUBDIVISION OF A PORTION OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 27, TOWNSHIP 25 NORTH, RANGE 5 EAST, WILLAMETTE MERIDIAN, IN KING COUNTY, WASHINGTON.

THE RELINQUISHED PORTION OF SAID EASEMENT CONTAINS 13,421 SQUARE FEET, MORE OR LESS.

THE REMAINDER OF SAID EASEMENT, AFTER THE RELINQUISHMENT CONTAINS 36,471 SQUARE FEET, MORE OR LESS.



10/12/2022

Approved SJB 12/15/2022

SUMMERHILL APARTMENT COMMUNITIES
HIGHLAND PARK
BRH JOB NO. 2022098.02
OCTOBER 12, 2022
BUSH, ROED & HITCHINGS, INC.
15400 SE 30TH PLACE, SUITE 100
BELLEVUE, WA 98102
(206) 323-4144

Attachment B

