

RESOLUTION NO. 1044

A RESOLUTION declaring the intention to order a local improvement for the location, establishment and construction of 104th Avenue N.E. from a point 442.50 feet north of the centerline of N.E. 12th Street to the southerly boundary of the Yarrow Bay Interchange on P.S.H. No. 1; setting forth the nature and extent thereof, setting a date for hearing objections thereto, and giving notice thereof.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BELLEVUE, WASHINGTON:

Section 1. That it is the intention of the City Council to order the improvement of an area within the City comprised of the following-described continuous unit of the improvement:

Beginning on the centerline of 104th Avenue NE at a point 442.50 feet northerly from the centerline of NE 12th Street; thence easterly at right angles to the said centerline of 104th Avenue NE 330.00 feet; thence northerly along a line parallel with and 330.00 feet easterly from said centerline of 104th Avenue NE to its intersection with the southerly line of Lot 15, Plat of Northrups Acre Tracts, as recorded in Volume 6, Page 46 of Plats, Records of King County, Washington; thence westerly along the said southerly line of Lot 15, to the easterly right-of-way margin of said 104th Avenue NE; thence northwesterly to a point of intersection with the westerly right-of-way margin of said 104th Avenue NE, said point being 30.00 feet northerly from the northeast corner of Lot 24, Plat of Lake Washington Spring Hills, Division 1, as recorded in Volume 51, Page 70, Records of King County, Washington, as measured along the said westerly right-of-way margin of 104th Avenue NE; thence westerly to the northeast corner of Lot 5, said plat of Lake Washington Spring Hills, Division 1; thence westerly along the north line of said Lot 5, Plat of Lake Washington Spring Hills, Division 1, to a point 330.00 feet westerly from the said center line of 104th Avenue NE, as measured perpendicular thereto, thence southerly on a line parallel with and 330.00 feet westerly from the said centerline of 104th Avenue NE, to a point 330.00 feet westerly from the true point of beginning as measured perpendicular to the said centerline of 104th Avenue NE, thence easterly to the point of beginning; King County, Washington.

Section 2. That the area described in Section 1 hereof shall be improved by the construction and installation of 104th Avenue N.E. from a point 442.50 feet north of the centerline of N.E. 12th Street to the southerly boundary of the Yarrow Bay Interchange on P.S.H. No. 1, by paving the same with asphalt cement concrete (commonly referred to as "plant mix"), including the securing of necessary easements and rights-of-way, and including grading, re-grading, filling, compacting, ballasting, surfacing and draining, and the installation of a thickened edge on the west side of said street, an extruded concrete curb on the east side

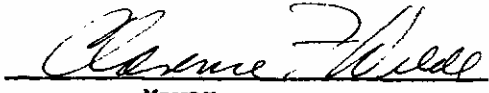
of said street, asphalt gutters, curb inlets, a partial storm sewer system, crosswalks, and an asphalt sidewalk on the east side of said street, and other appurtenances consistent with good street construction. The right-of-way shall be 80 feet wide, and the traveled way shall be 44 feet wide, except adjacent to left turn magazines where the traveled way shall be 56 feet wide. All of the foregoing shall be in accordance with plans and specifications to be submitted by the City Engineer.

Section 3. All of the cost and expense in connection with the installation and construction of said improvement, including the estimated cost and expense of: (a) The improvement within street intersections. (b) All engineering and surveying necessary for the improvement, whether done under the supervision of the City Engineer or otherwise. (c) All legal work and opinions incidental thereto. (d) Ascertaining the ownership of lots or parcels of land included within the assessment district. (e) Appraisals. (f) Advertising, mailing, posting and publishing all necessary notices. (g) Accounting, clerical labor and of books and blanks, extended or used on the part of the City Clerk or Treasurer in connection with the improvement. (h) Acquisition of rights-of-way, property, easement and other facilities or rights-of-way, and all other expenses incidental thereto as required or provided by law of the State of Washington and ordinances of the City of Bellevue shall be allocated to and borne by the properties within the improvement district, in accordance with the special benefits conferred, and the costs assessed against the individual lots in accordance with the statutory zone and termini method. PROVIDED HOWEVER, that where the Bellevue Comprehensive Plan and supplements thereto indicate that any parcel is intended to have an ultimate use of other than single family residential zoning, that as to such property the City shall pay 50% of the cost of such parcel's share of the cost of the improvement. AND PROVIDED FURTHER, that as to all parcels which do not qualify as above for the City paying 50% of the cost of such parcel's share of the cost of the improvement, that the City shall pay 100% of the cost of such parcel's share of the cost of the improvement. The City's portion of the cost of such improvement, as provided above, shall be paid from the proceeds of the sale of Street Improvement Bonds, sale of which was heretofore authorized by Ordinance No. 431, passed by the City Council on February 14, 1961, and also from the proceeds of the sale of General Obligation Street Improvement Bonds, 1964, authorized by the qualified voters of the City at a special election held therein on March 10, 1964, in conjunction with the City General Election held on the same date. AND PROVIDED FURTHER, that in the event the portion of the actual total cost and expense of said improvement to be charged to the property within the improvement district under the terms hereof shall exceed by more than ten per cent (10%) the portion of the preliminary cost estimate of the City Engineer which can be legally charged to the property within the improvement district, the City shall pay that portion of said share of the actual total cost and expense which exceeds said ten per cent (10%). The improvement shall be paid for under the mode of "Payment by Bonds," by means of assessments against the various properties as aforesaid, all as provided by statute and ordinance for local improvement districts.

Section 4. That all persons who may desire to object thereto are hereby notified to appear and present such objections at a meeting of the City Council, or a committee thereof, to be held in the Municipal Building of the City, 111 - 116th Avenue S.E., Bellevue, Washington, at 2:15 o'clock P.M., on the 19th day of May, 1964, which time and place is hereby fixed for hearing all matters relating to said proposed improvement, and all objections thereto, and for determining the method of payment for said improvement.

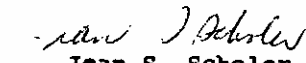
Section 5. That the City Manager shall submit to the City Council at or prior to said date, all data and information required by law to be submitted.

PASSED by the City Council this 7th day of April, 1964, and signed in authentication of its passage this 7th day of April, 1964.


Mayor

(SEAL)

Attest:


Jean S. Scholer
City Clerk

FILED NO. 00309

CITY OF BELLEVUE

DATE April 8, 1964

CITY CLERK Jean S. Scholer