

## RESOLUTION NO. 1055

A RESOLUTION declaring the intention to order a local improvement for the location, establishment and construction of 108th Avenue N.E. from Main Street to N.E. 9th Street; 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 at the intersection of the centerline of Main Street and the southerly projected north-south centerline of Lot 3, Block 3 of Cheriton Fruit Gardens, Plat No. 1, as recorded in Volume 7 of Plats, Page 47, Records of King County, Washington; thence northerly along said southerly projection and along the north-south centerline of said Lot 3, Block 3, and continuing northerly along the north-south centerline of Lot 2, Block 3 of said Cheriton Fruit Gardens and along the southerly projection of the north-south centerline of Lot 3, Block 2 of said Cheriton Fruit Gardens and along the north-south centerline of Lot 2, Block 2 of said Cheriton Fruit Gardens and along the northerly projection of the north-south centerline of Lot 2, Block 2, of Cheriton Fruit Gardens to the centerline of NE 8th Street; thence westerly along the centerline of said NE 8th Street to the east line of the west  $\frac{1}{2}$  of the east  $\frac{1}{2}$  of the east  $\frac{1}{2}$  of the SW  $\frac{1}{4}$  of Section 29, Township 25 North, Range 5 E, W.M.; thence northerly along said east line to an intersection with a line 476.50 feet northerly and parallel to the centerline of NE 8th Street; thence easterly on said line parallel with the centerline of NE 8th Street to the centerline of 108th Avenue NE; thence continuing easterly on a line parallel with and 476.50 feet northerly of the centerline of NE 8th Street to a point midway between the centerlines of 108th Avenue NE and 109th Avenue NE; thence southerly along a line midway between the centerlines of said 108th Avenue NE and 109th Avenue NE and its southerly projection to the north line of the south 184 feet of the SW  $\frac{1}{4}$  of Section 29, Township 25 N, Range 5 E, W.M.; thence easterly along said north line to the east line of the west  $\frac{1}{2}$  of the west  $\frac{1}{2}$  of the SW  $\frac{1}{4}$  of the SE  $\frac{1}{4}$  of Section 29, Township 25 N, Range 5 E., W.M.; thence southerly along said east line to the centerline of said NE 8th Street; thence continuing southerly along the east line of the west  $\frac{1}{2}$  of the west  $\frac{1}{2}$  of the NW  $\frac{1}{4}$  of the NE  $\frac{1}{4}$  of Section 32, Township 25, Range 5 E, W.M.; to the south line thereof; thence continuing southerly to a point on the south line of Jensen's Addition to Bellevue, as recorded in Volume 49 of Plats, Page 70, Records of King County, Washington, midway between the centerlines of 108th Avenue NE and 110th Avenue NE; thence continuing southerly on a line midway between the said centerlines of 108th Avenue NE and 110th Avenue NE to the centerline of Main Street; thence westerly along said centerline of Main Street to the point of beginning; City of Bellevue, King County, Washington.

Section 2. That the area described in Section 1 hereof shall be improved by the construction and installation of 108th Avenue N.E. from Main Street to N.E. 9th Street, 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, regrading, filling, compacting, ballasting, surfacing and draining, and the installation of curbs, gutters, curb inlets, side-walks, storm sewers, crosswalks, and other appurtenances consistent with good street construction. The right-of-way shall be sixty feet wide, and the traveled way shall be forty-four 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 the City shall pay fifty per cent (50%) of the cost of this improvement. 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%) of 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 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, sale of which was heretofore authorized by Ordinance No. 645, passed by the City Council on April 7, 1964. 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 8:05 o'clock P.M., on the 16<sup>th</sup> day of June, 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 5<sup>th</sup> day of May, 1964, and signed in authentication of its passage this 5<sup>th</sup> day of May, 1964.

*Clarence F. Wilde*  
Clarence F. Wilde  
Mayor

(SEAL)

Attest:

*Jean S. Scholer*  
Jean S. Scholer  
City Clerk

FILED NO. 00320

CITY OF BELLEVUE

DATE May 6 1964

CITY CLERK Jean S. Scholer