

RESOLUTION R-5249

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND AUTHORIZING THE CITY MANAGER TO EXECUTE AN INTERLOCAL AGREEMENT ADJUSTING THE BOUNDARY LINE BETWEEN THE CITIES OF KIRKLAND AND BELLEVUE.

1 WHEREAS, due to past circumstances the boundary line between
2 Kirkland and Bellevue around the intersection of Bellevue Way/104th Ave
3 NE and Northup Way/Points Dr. NE does not align correctly with the
4 existing infrastructure there; and

5
6 WHEREAS, the Washington State Department of Transportation
7 intends to relinquish right-of-way to Bellevue as a result of completing
8 the SR 520 construction project, which will have the effect of increasing
9 this misalignment; and

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11 WHEREAS, this negatively impacts infrastructure maintenance
12 and operations, and police and emergency responder awareness of
13 jurisdiction in the area, which would be improved with a boundary line
14 adjustment; and

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16 WHEREAS, RCW 35.13.310(1) allows for an agreement to effect
17 such an adjustment of a common boundary between two cities where
18 they share that common boundary within the right-of-way of a public
19 street, road, or highway, which is not subject to potential review by the
20 Boundary Review Board for King County; and

21
22 WHEREAS, the Bellevue City Council approved this Agreement
23 at its meeting of February 21, 2017.

24
25 NOW, THEREFORE, be it resolved by the City Council of the City
26 of Kirkland as follows:

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28 Section 1. The City Manager is authorized and directed to
29 execute on behalf of the City of Kirkland the Agreement between the
30 City of Bellevue and the City of Kirkland Revising the Municipal Boundary
31 of Bellevue and of Kirkland within the Public Right-of Way of NE Points
32 Dr., Bellevue Way NE, 104th Ave. NE and Northup Way substantially
33 similar to that attached to this Resolution as Exhibit "A."
34

35 Passed by majority vote of the Kirkland City Council in open
36 meeting this 21st day of March, 2017.

37
38 Signed in authentication thereof this 21st day of March, 2017.


MAYOR

Attest:


City Clerk

CR# _____ Date _____ Loc: _____

INTERLOCAL AGREEMENT BETWEEN THE CITY OF BELLEVUE AND THE CITY OF KIRKLAND REVISING THE MUNICIPAL BOUNDARY OF BELLEVUE AND OF KIRKLAND WITHIN THE PUBLIC RIGHT-OF-WAY OF NE POINTS DR.; BELLEVUE WAY NE, 104TH AVE NE, AND NORTHUP WAY.

THIS AGREEMENT is made and entered into this day by and between the City of Bellevue, a municipal corporation in the State of Washington (hereinafter referred to as "Bellevue") and the City of Kirkland, a municipal corporation in the State of Washington (hereinafter referred to as "Kirkland").

WHEREAS, RCW 35.13.310 (1) provides a method to adjust the boundary lines between two cities where the two cities share a common boundary within a right-of-way of a public street, road, or highway; and

WHEREAS, the jurisdictional boundary, respectively, between the two cities and located generally around the intersection of Bellevue Way/104th Ave NE and Northup Way/Points Dr. NE. and more legally described in Attachment A hereto has created a situation subject to adjustment through RCW 35.13.310; and

WHEREAS, the councils of any two cities in a situation described in RCW 35.13.310 (1) may enter into an agreement to alter those portions of their boundaries that are necessary to eliminate this situation; and

WHEREAS, this agreement is authorized by the Interlocal Agreement Act, RCW 39.34; and

WHEREAS, the City of Bellevue has complied with the requirements of the State Environmental Policy Act and the City Environmental Procedures; and

WHEREAS, a municipal boundary adjustment under RCW 35.13.310 is not subject to potential review by the Boundary Review Board for King County;

NOW, THEREFORE, in consideration of the terms and provisions herein, it is agreed by and between Bellevue and Kirkland as follows:

1. The municipal boundary between Bellevue and Kirkland shall be adjusted so as to create a partial common boundary on either edge of the right-of-way of the public street, road, or highway as described hereto in Attachment A.

IN WITNESS THEREOF, the parties have caused this agreement to be executed.

BELLEVUE

KIRKLAND

Brad Miyake, City Manager

Kurt Triplett, City Manager

Date
Approved as to Form

Date

Lori Riordan, City Attorney