

ORDINANCE NO. 945

AN ORDINANCE OF THE CITY OF KIRKLAND DECLARING THE STRUCTURE SITUATE ON LOT 6, BLOCK 190, TOWN OF KIRKLAND, TO BE A NUISANCE AND ORDERING ABATEMENT OF SAME.

BE IT ORDAINED by the City Council of the City of Kirkland as follows:

WHEREAS, a petition was filed with the City of Kirkland on June 17, 1963, requesting the City to take action to remove a vacant house situate upon Lot 6, Block 190, Town of Kirkland, according to plat thereof, records of King County, in Kirkland, King County, Washington, and being commonly known as 221 7th Avenue, Kirkland, Washington, for the following reasons as appear in said petition, to-wit:

"It is beyond repair, a fire hazard, habitat for vermine, a neighborhood nuisance, and a safety and health hazard."

AND WHEREAS on August 5, 1963, a public hearing was held before the Kirkland City Council on said petition and notice of said hearing was given to the owners of said property, to-wit: Mr. and Mrs. Peter Primeau,

AND WHEREAS said owners were in attendance at said hearing both in person and by counsel,

AND WHEREAS at said hearing the report of the city engineer relating to the condition of the structure on said premises was made and read into the record,

AND WHEREAS adjacent property owners stated at said hearing that from their own personal knowledge the structure was infested with rats from a septic tank and that further, the present condition of said structure amounted to a fire hazard because of the overgrowth of vegetation,

AND WHEREAS, at the request of said owners they were informed

BBG593

that in order to bring the building to code requirements it would be necessary to correct all of the items set forth in the engineer's report, including a sewer hookup and electrical inspection,

AND WHEREAS said public hearing was then continued until September 9, 1963, to allow the property owners to bring to the hearing a list of corrections completed, together with a list of corrections to be completed and how said work was to be accomplished,

AND WHEREAS said owners were further informed that all work must be done under building permit,

AND WHEREAS at said continued hearing on September 9, 1963, said property owners failed to appear and failed to submit a list of improvements completed and a list of improvements to be completed in the future,

AND WHEREAS it there appeared that no application for building permit for any work proposed on said structure or premises had been filed with the City,

AND WHEREAS on November 4, 1963, there was introduced an ordinance of the City of Kirkland entitled, "An Ordinance of the City of Kirkland Declaring the Structure Situate on Lot 6, Block 190, Town of Kirkland, to be a Nuisance and Ordering Abatement of Same", and on November 6, 1963, upon application by the owners of said property, building permit #63159 was issued for repair of said structure conditioned upon all work being completed within six months of said date of issuance, and

WHEREAS, more than six months have passed since the date of issuance of said building permit #63159, and the City Engineer has reported to the City Council that no work has been accomplished under said permit, and that said permit has expired,

AND WHEREAS, the City Council has notified the owners of said property of its intention to consider the adoption of this ordinance at its regular meeting on June 15, 1964,

NOW, THEREFORE,

Section 1. City Council of the City of Kirkland does find:

(a) That the structure situate upon Lot 6, Block 190, Town of Kirkland, according to plat thereof, records of King County, in Kirkland, King County, Washington, and being commonly known as 221 7th Avenue, Kirkland, Washington, is a health and safety hazard to the residents and general public of the City of Kirkland, it is beyond repair, and constitutes a public nuisance.

(b) That said structure is in violation of Ordinance Nos. 510 and 895 of the City of Kirkland in that said structure is a nuisance within the meaning of that term as defined in said ordinances.

(c) That said property is within 200 feet of an existing sewer main, but is not connected thereto, and the owners of said property have failed or refused to make such connection. That the owners have further failed or refused to do any of the repairs or work required to be done on said structure as shown by building permit #63159.

Section 2. That said premises shall forthwith cease to be used for any purpose.

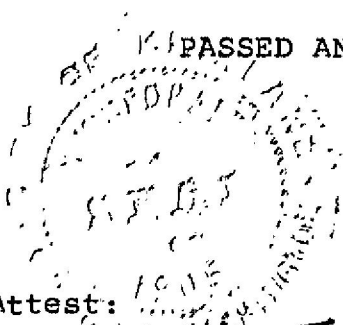
Section 3. That said nuisance shall be abated by the owners thereof by the razing or demolishing of said structure and such shall be accomplished within 30 days from the effective date of this ordinance.

Section 4. That in the event said property owners fail to abate said nuisance as in paragraph 2 above the City engineer and superintendent of streets are ordered and directed to proceed to the abatement thereof and the cost and expense shall constitute a debt due the City of Kirkland from said owners and shall also constitute a lien upon said real property, which lien may be enforced by proceedings as provided for by law.

Section 5. This ordinance is necessary for the preservation of the public safety.

INTRODUCED this 20th day of July, 1964.

PASSED AND APPROVED this 3rd day of August, 1964.



[Signature]
Mayor

Attest:

[Signature: George E. Anderson]
City Clerk

Approved as to form:

[Signature: Ralph I. Thomas]
City Attorney

BBG593