

ORDINANCE NO. 1105

AN ORDINANCE OF THE CITY OF KIRKLAND, WASHINGTON, ANNEXING CERTAIN TERRITORY CONTIGUOUS THERETO AND ZONING SAID TERRITORY ACCORDING TO ITS APPROPRIATE USES, AND DECLARING THAT SAID PROPERTY SHALL NOT BE SUBJECT TO THE EXISTING INDEBTEDNESS OF THE CITY OF KIRKLAND. SAID PROPERTY BEING DESCRIBED IN PETITION TO ANNEX IDENTIFIED AS CITY OF KIRKLAND ANNEXATION FILE NO. 67-AUG.-AN-4.

WHEREAS, Annexation proceedings pursuant to the method set forth in RCW 35.13.125 et seq. have heretofore been commenced and that there has been filed a petition meeting all of the statutory requirements for such annexation method, which petition seeks annexation of the property hereinafter described to the City of Kirkland, and which said property is contiguous thereto, and,

WHEREAS, the annexation procedure was commenced by filing with the City of Kirkland a notice of intent to commence annexation proceedings, and thereafter following meeting of the Council with the proponents for annexation, a petition for annexation was circulated within said area prior to July 1, 1967, the effective date of Chapter 189, Regular Session, Laws of 1967, of the Washington State legislature, and a boundary Board of Review for King County under said session law not having been appointed nor organized upon the date of filing said annexation petition, nor the date of hearing thereon by the Kirkland City Council, the requirements of RCW 35.13.171 et seq. relating to the calling of a Board of Review were followed by the City of Kirkland, and,

WHEREAS, pursuant to proper notices posted and published according to law public hearing was held on said annexation petition at 8:00 o'clock P.M., on Monday, August 21, 1967, Kirkland City Hall, Kirkland, Washington, before the City Council to consider said annexation and zoning and the question of existing indebtedness and at such hearing it appearing suitable and proper that annexation be granted,

NOW, THEREFORE, The City Council of the City of Kirkland do ordain as follows:

Section 1. That certain territory situate in King County, Washington, lying contiguous to the present boundaries of the City of Kirkland, and described as follows, to wit:

BEGINNING at the section corner common to Sections 32 and 33, Township 26 North, Range 5 East, and Sections 4 and 5, Township 25 North, Range 5 East, W.M.; King County, Washington, thence N. 00°30'03" E. alg the section line common to sections 32 and 33, Township 25 north, Range 5 east, a distance of 30 ft to a point which is the true p/o/b of this description; thence continuing N. 00°30'03" E. alg sd section line 78.45 ft; thence S. 88°24'40" E. 661.01 ft; thence S. 00°30'03" W. 109.09 ft to a point of intersection with the section line common to the S.W. 1/4 of Section 33, Township 26 north, Range 5 east, and the N.W. 1/4 of Section 4, Township 25 north, Range 5 east, W.M., King County, Washington; thence E. alg sd common section line to the point of intersection of sd section line with the W. right-of-way line of Primary State Highway 405 as of record in the

office of the Director of Highways, Olympia, Washington; thence southerly alg the W. right-of-way line of sd Primary State Highway 405 to the point of intersection of sd right-of-way line with the N. property line of Lot 6, Block 35, Burke & Farrar's Addn. to the City of Seattle, Division No. 13, which point is also the NE corner of that area annexed to the City of Kirkland under Ordinance No. 935, adopted April 6, 1964; thence W along the N line of sd Lot 218 ft more or less to the E right-of-way line of 116th Avenue N.E.; thence N alg the E line of 116th Avenue N.E. 60 ft to the NE corner of the intersection of 116th Avenue N.E. and N.E. 87th St; thence W 60 ft to the NW corner of the intersection of 116th Ave. N.E. and N.E. 87th St, which point is also the NW corner of that area annexed to the City of Kirkland under Ordinance No. 935, adopted April 6, 1964; thence S alg the Wstrly margin of 116th Ave. N.E. 540 ft m/o/1 to a point of intersection with the N right-of-way line of Secondary State Highway 2-D (SR-901) as of record in the office of the Director of Highways, Olympia, Wash; which point is also the NE corner of that area annexed to the City of Kirkland under Ordinance No. 1052 adopted October 11, 1966; thence Wstrly alg sd Highway right-of-way line to the point of intersection of sd right-of-way line with the E line of the Northern Pacific Railway; thence NWstrly alg the E right-of-way line of sd Railroad to a point of intersection with the center line of 110th Ave. N.E., which point is the northern most point of that area annexed to the City of Kirkland under Ordinance No. 818, adopted June 20, 1960; thence N alg sd center line to a point of intersection with the center line of N.E. 97th St, which is the NW corner of that area included in the incorporation of the City of Kirkland, adopted October 9, 1905; thence W alg the center line of N.E. 97th St. to a point of intersection with the E. right-of-way line of the Northern Pacific Railway, which point is also the SE corner of that area annexed to the City of Kirkland under Ordinance No. 546, adopted November 24, 1947; thence N alg the E right-of-way line of said Railroad to a point of intersection with the N right-of-way line of N.E. 100th St; thence E alg sd N line 411 ft m/o/1 to a point of intersection with the projection of the lot line common to Lots 5 and 6, Block 1, Lake Ave. Addn. to City of Kirkland; thence S alg sd projected common line a distance of 175 ft m/o/1 to a point of intersection with the center line of N.E. 99th St; thence W alg sd center line 128 ft m/o/1 to a point of intersection with the projected center line of the alley between Blocks 7 and 8, Lake Ave. Addn. to the City of Kirkland; thence S alg sd center line 316 ft m/o/1 to a point of intersection with the center line of N.E. 98th St; which point is also the SW corner of that area annexed to the City of Kirkland under Ordinance No. 909, adopted August 5, 1963; thence E alg the center line of N.E. 98th St., 277 ft m/o/1 to a point of intersection with the center line of 111th Ave. N.E. as platted, which point is also the SE corner of that area annexed to the City of Kirkland under Ordinance No. 909, adopted August 5, 1963;

thence N alg sd center line 490 ft m/o/l to a point of intersection with the N line of N.E. 100th St. which point is also the NE corner of that area annexed to the City of Kirkland under Ordinance No. 909, adopted August 5, 1963;
 thence E alg sd N line to a point of intersection with the E line of N.E. 116th St., which line is also the section line common to Sections 32 and 33, Township 26 north, Range 5 east, W.M. King County, Washington; and which point is also the true p/o/b of this description.
 All in the SE 1/4 of Section 32, Township 26 north, and the E 1/2 of Section 5, and W 1/2 of Section 4, Township 25 North, Range 5 East, W.M., King County, Washington,

and the same hereby is annexed to the City of Kirkland and is made a part thereof.

Section 2. Pursuant to the decision made as required by RCW 35.13.125, and to the petition for annexation, the property hereby annexed shall not be subject to general indebtedness of the City of Kirkland existing at the time of the adoption of this Ordinance.

Section 3. The property hereinabove described shall be zoned under the Ordinances of the City of Kirkland as follows:

A. The following shall be zoned R-7.2, single-family residential:

BEGINNING at the section corner common to Sections 32 and 33, Township 26 north, Range 5 east, and Sections 4 and 5, Township 25 north, Range 5 east, W.M.; King County, Washington;
 thence N 00°30'03" E alg the section line common to Sections 32 and 33, Township 26 north, Range 5 east, a distance of 30 ft to a point which is the true p/o/b of this description;
 thence continuing N. 00°30'03" E. alg sd section line 78.45 ft;
 thence S. 88°24'40" E. 661.01 ft;
 thence S. 00°30'03" W. 109.09 ft to a point of intersection with the section line common to the SW 1/4 of Section 33, Township 26 north, Range 5 east, and the NW 1/4 of Section 4, Township 25 north, Range 5 east, W.M, King County, Washington;
 thence E alg sd common section line to the point of intersection of sd section line with the W right-of-way line of Primary State Highway 405 as of record in the office of the Director of Highways, Olympia, Washington;
 thence southerly alg the W right-of-way line of sd Primary State Highway 405 to the point of intersection of sd right-of-way line with the N property line of Lot 2, Block 35, Burke & Farrar's Kirkland Addn., Division No. 13, as extended;
 thence westerly alg sd N property line to the point of intersection of sd line with the centerline of 116th Ave. N.E.;
 thence northerly alg sd centerline of 116th Ave. N.E. to the point of intersection said centerline with the centerline of Block 235, Supplementary Plat to Kirkland, extended;
 thence westerly alg sd centerline and the projection of sd centerline to the point of intersection of sd centerline with the centerline of 112th Ave. N.E.;

thence northerly alg the centerline of 112th Ave. N.E., a distance of 40 ft, m/o/l; thence westerly a distance of 150 ft, m/o/l to the point of intersection with the easterly right-of-way of the Northern Pacific Railroad; thence northwesterly alg the E right-of-way line of sd Railroad to a point of intersection with the centerline of 110th Ave. N.E., which point is the northern-most point of that area annexed to the City of Kirkland under Ordinance No. 818, adopted June 20, 1960; thence N alg sd centerline to a point of intersection with the centerline of N.E. 97th St, which point is the NW corner of that area included in the incorporation of the City of Kirkland, adopted October 9, 1905; thence W alg the centerline of N.E. 97th St. to a point of intersection with the E right-of-way line of the Northern Pacific Railway, which point is also the SE corner of that area annexed to the City of Kirkland under Ordinance No. 546, adopted November 24, 1947; thence N alg the E right-of-way line of sd Railroad to a point of intersection with the N right-of-way line of N.E. 100th St.; thence E alg sd N line 411 ft m/o/l to a point of intersection with the projection of the lot line common to Lots 5 and 6, Block 1, Lake Ave. Addn. to the City of Kirkland; thence S alg sd projected common line a distance of 175 ft m/o/l to a point of intersection with the centerline of N.E. 99th St.; thence W alg sd centerline 128 ft m/o/l to a point of intersection with the projected centerline of the alley between Blocks 7 and 8, Lake Ave. Addn. to the City of Kirkland; thence S alg sd centerline 316 ft m/o/l to a point of intersection with the centerline of N.E. 98th St., which point is also the SW corner of that area annexed to the City of Kirkland under Ordinance No. 909, adopted August 5, 1963; thence E alg the centerline of N.E. 98th St., 277 ft m/o/l to a point of intersection with the centerline of 111th Ave. N.E. as platted, which point is also the SE corner of that area annexed to the City of Kirkland under Ordinance No. 909, adopted August 5, 1963; thence N alg sd centerline 490 ft. m/o/l to a point of intersection with the N line of N.E. 100th St. which point is also the NE corner of that area annexed to the City of Kirkland under Ordinance No. 967, adopted January 18, 1965; thence E alg sd N line to a point of intersection with the E line of N.E. 116th St, which line is also the section line common to Sections 32 and 33, Township 26 north, Range 5 East, W.M., King County, Washington; and which point is also the true p/o/b/ of this description.

B. The following shall be zoned R-2, residential duplex:

BEGINNING at the point of intersection of the centerline of 116th Ave. N.E. and the centerline of Block 235, Supplementary Plat to Kirkland, as extended, which is also the true p/o/b; thence westerly alg the centerline of Block 235, Supplementary Plat to Kirkland and the projection of sd centerline to the point of intersection of sd line with the centerline of 112th Ave. N.E.; thence northerly alg the centerline of 112th Ave. N.E. a distance of 40 ft; thence westerly a

distance of 150 ft., m/o/l to a point of intersection with the E right-of-way line of the Northern Pacific Railroad; thence southeasterly alg sd easterly right-of-way line to the point of intersection of sd line with the centerline of Block 228, Supplementary Plat to Kirkland, as extended; thence easterly alg the centerline, as extended, of Block 228, Supplementary Plat to Kirkland to the point of intersection of sd line with the centerline of 116th Ave. N.E.; thence northerly alg the centerline of 116th Ave. N.E. to the point of intersection with the centerline as extended, which is also the true p/o/b of this description.

C. The following shall be zoned R-3, multi-family residential:

Lots 17 through 32, Block 228, Supplementary Plat to Kirkland;
 Lots 17 through 28, Block 229, Supplementary Plat to Kirkland;
 All of Block 223, Supplementary Plat to Kirkland, LESS that portion conveyed to the N.P.R.R. for right-of-way purposes;
 Lots 5 through 16, Block 222, Supplementary Plat to Kirkland;
 Lots 17 through 28, Block 222, Supplementary Plat to Kirkland;
 All of Block 220, Supplementary Plat to Kirkland, LESS that portion conveyed to the N.P.R.R. for right-of-way purposes and LESS that portion conveyed to the State of Washington for right-of-way purposes;
 All of Block 221, Supplementary Plat to Kirkland, LESS that portion conveyed to the State of Washington for right-of-way purposes;
 Lots 2, 3, and 17, Block 35, Burke & Farrar's Kirkland Addn.; Div. No. 13, LESS that portion of Lot 17 conveyed to the State of Washington for right-of-way purposes and that portion of Lot 17 lying east of P.S.H. 405.

D. The following shall be zoned C-3 (Commercial Building):

Lot 4, Block 35, Burke & Farrar's Kirkland Addn., Division No. 13, LESS that portion conveyed to the State of Washington for right-of-way purposes;
 Lots 29 through 32, Block 229, Supplementary Plat to Kirkland;
 Lots 1 through 4 and 29 through 32, Block 222, Supplementary Plat to Kirkland;
 Lots 1, 2 and 3, and Lots 30, 31, and 32, Block 221, Supplementary Plat to Kirkland, LESS that portion of Lots 30, 31, and 32 conveyed to the State of Washington for right-of-way purposes.

E. The land use districts in this section imposed are substantially the same as the King County, Washington zoning in effect in said area immediately prior to the adoption of this ordinance.

Section 4. This ordinance shall be in force and effect five (5) days from and after its passage by the Council and publication as required by law.

PASSED by the City Council in regular meeting on the 21st day of August, 1967.

SIGNED in authentication thereof on the 21st day of August, 1967.

James S. Nay
Mayor

Attest:

Alan W. Lucas
Director of Administration and Finance
(ex officio City Clerk)

Approved as to form:

Ralph E. Thomas
City Attorney