

ORDINANCE NO. 2673

AN ORDINANCE OF THE CITY OF KIRKLAND AUTHORIZING AND DIRECTING REFUND OF CERTAIN IN LIEU OF PARK AND OPEN SPACE FEES HERETOFORE PAID INTO THE FEE IN LIEU OF PARK AND OPEN SPACE FUND, IN CONNECTION WITH THE ISSUANCE OF KIRKLAND BUILDING PERMIT NOS. 80519 AND 80520.

Whereas, the Caribou Corporation paid, pursuant to City ordinance, fees in lieu of park and open space as follows:

Building Permit 80519 issued August 20, 1980;
Amount of fee in lieu: \$6,304;

Building Permit 80520 issued August 20, 1980;
Amount of fee in lieu: \$4,728; and

Whereas, construction has never been started on the multi-family residential structures for which said building permits were issued and said building permits have long since expired; and

Whereas, the Caribou Corporation has, in writing, requested a refund of said fees in lieu of park and open space; and

Whereas, Chapter 5.73 of the Kirkland Municipal Code establishing the in lieu of park and open space fund, contains no provision for refund of monies deposited in said fund, but specifically provides that said monies may only be expended pursuant to an item therefor in the annual budget, or such other appropriate action by the City council; and

Whereas, the City council has considered the request of the Caribou Corporation for a refund, and under the circumstances of this situation, finds that a refund is appropriate, now, therefore, be it ordained by the City Council of the City of Kirkland as follows:

Section 1. The Director of Administration and Finance (ex officio City Treasurer) for the City of Kirkland is hereby authorized and directed to refund from monies now on deposit in the lieu of park and open space fund to the Caribou Corporation, 670 Holbury Place, West Vancouver, B.C., Canada V7S 1P7, the following amounts:

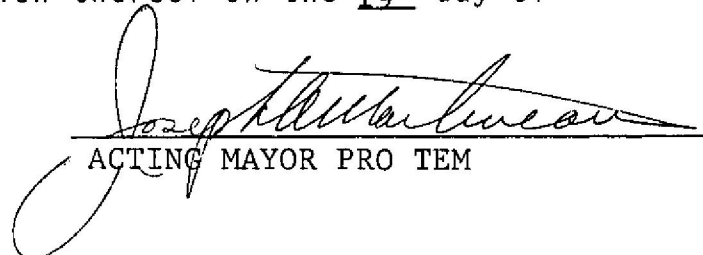
Re Building Permit 80519, \$6,304;

Re Building Permit 80520, \$4,728.

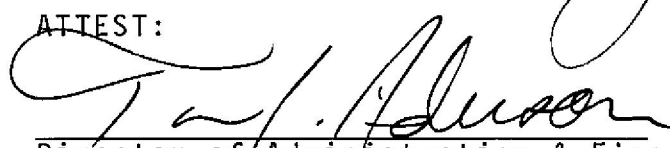
Section 2. This ordinance shall be in force and effect five days from and after its passage by the City council and publishing or posting as required by law.

Passed by majority vote of the Kirkland City Council
in regular, open meeting on the 19 day of July, 1982.

Signed in authentication thereof on the 19 day of
July, 1982.


ACTING MAYOR PRO TEM

ATTEST:


Director of Administration & Finance
(ex officio City Clerk)

I hereby certify under penalty of
perjury that the foregoing Ordinance
was posted on the 21st day of
July, 1982 in accordance with
the provisions of RCW 35A.12.160
and City of Kirkland Ordinance No. 2600


Deputy City Clerk