

ORDINANCE NO. 0-3291

AN ORDINANCE OF THE CITY OF KIRKLAND, RELATING TO LAND USE, AND THAT PROJECT COMMONLY KNOWN AS MCDONALD'S RESTAURANT, THAT THE CONDITIONS REQUIRED BY RESOLUTION NO. R-3329 (FILE NO. IIB-86-16) FOR THE RECLASSIFICATION OF CERTAIN REAL PROPERTY SUBJECT TO SAID RESOLUTION HAVE BEEN MET, RECLASSIFYING SAID REAL PROPERTY FROM RS 7.2 TO BC AND AMENDING THE ZONING MAP.

WHEREAS, the Kirkland City Council on November 17, 1986 adopted a Resolution No. R-3329 entitled: "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND APPROVING THE ISSUANCE OF AN INTENT TO REZONE PERMIT AS APPLIED FOR IN DEPARTMENT OF PLANNING AND COMMUNITY DEVELOPMENT FILE NO. IIB-86-16, BY FRANK BRAILLARD TO CONSTRUCT A FAST FOOD RESTAURANT AND ASSOCIATED PARKING BEING WITHIN AN RS 7.2 ZONE, AND SETTING FORTH CONDITIONS TO WHICH SUCH INTENT TO REZONE PERMIT SHALL BE SUBJECT," AND

WHEREAS, the Department of Planning and Community Development has, pursuant to said resolution and Chapter 23.62 of Ordinance No. 2740, as amended (the Kirkland Zoning Ordinance), advised the City Council that all conditions imposed by said resolution have been met.

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

Section 1. The real property within the City of Kirkland described as follows is hereby reclassified (rezoned) from RS 7.2 to BC:

Lots 10 and 11 in Block 38 of Burke & Farrar's Kirkland Addition to the City of Seattle, Division NO. 14, as per plat recorded in Volume 20 of Plats, Page 14, Records of King County;

EXCEPT that portion of Lot 10 conveyed to the State of Washington for S.R. 901 by deed recorded under Recording No. 6600493;

AND EXCEPT the West 50 feet of Lot 11;

TOGETHER WITH easements for installation, operating, maintaining, repairing and replacing storm sewer lines, sanitary sewer lines, and pedestrian access as disclosed by instrument recorded under King County Recording No. 8811010806.

Section 2. The Director of the Department of Planning and Community Development is directed to amend the official Kirkland Zoning Map, Ordinance No. 2699 as amended, to conform with this ordinance, indicating thereon the date of ordinance adoption. Copies of

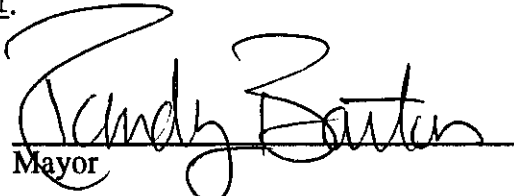
this ordinance shall be filed with the Department of Planning and Community Development and the office of the City Clerk.

Section 3. Notwithstanding any recommendations heretofore given by the Houghton Community Council, the subject matter of this ordinance and the Rezone herein granted are, pursuant to Ordinance 2001, subject to the disapproval jurisdiction of the Houghton Community Council and, therefore, this ordinance shall become effective only upon approval by the Houghton Community Council or the failure of said community council to disapprove this ordinance within 60 days of the date of passage of this ordinance.

Section 4. (Except as provided in Section 3.,) this ordinance shall be in full force and effect five days from and after its passage by the Kirkland City Council and publication, as required by law.


PASSED by majority vote of the Kirkland City Council in regular, open meeting this 5th day of November, 1991.

SIGNED IN AUTHENTICATION thereof this 5th day of November, 1991.



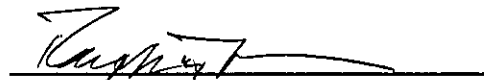
Mayor

Attest:

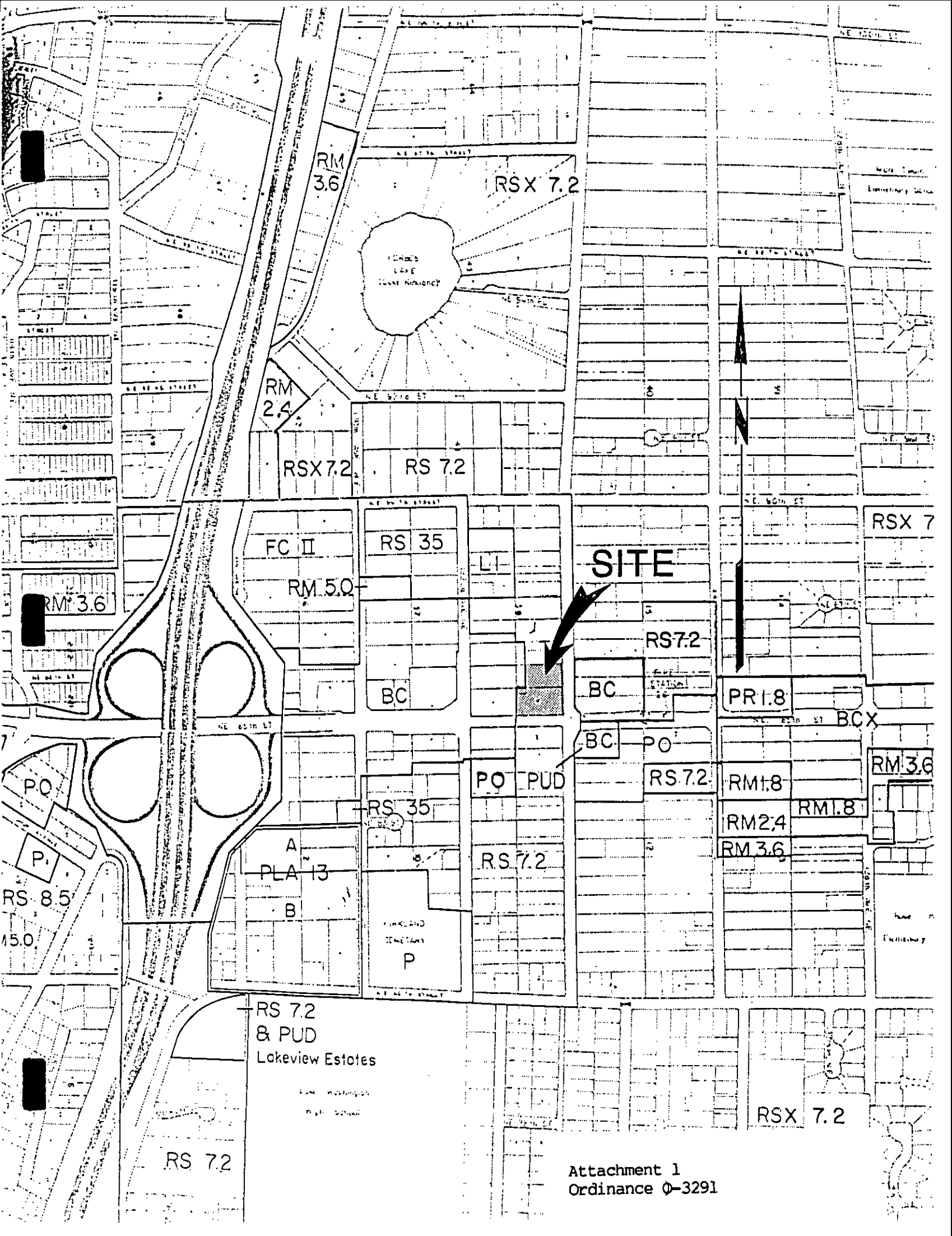


City Clerk

Approved as to Form:



City Attorney



SITE

RS 7.2
& PUD
Lakeview Estates