

ORDINANCE 3443

AN ORDINANCE OF THE CITY OF KIRKLAND, WASHINGTON, AUTHORIZING AND PROVIDING FOR THE ACQUISITION OF INTERESTS IN LAND FOR THE PURPOSE OF CONSTRUCTION OF THE NE 80TH STREET SIDEWALK PROJECT, WITHIN THE CITY OF KIRKLAND; PROVIDING FOR CONDEMNATION, APPROPRIATION, TAKING AND DAMAGING OF LAND AND PROPERTY RIGHTS NECESSARY THEREFOR, PROVIDING FOR THE COST THEREOF AND DIRECTING THE INITIATION OF APPROPRIATE PROCEEDINGS IN THE MANNER PROVIDED BY LAW FOR SAID CONDEMNATION.

WHEREAS, the Kirkland City Council has, by Resolution R-3847 approved the NE 80th Street Sidewalk Project in the 1994-1999 Capital Improvement Program; and

WHEREAS, the improvements are necessary to provide needed pedestrian facilities; and

WHEREAS, the City Council finds that the public health, safety, necessity, and convenience demand that said project be undertaken and that in order to carry out the project it is necessary at this time for the City to acquire interests and rights to the properties described herein;

NOW, THEREFORE, be it ordained by the City Council of the City of Kirkland as follows:

Section 1. The lands and property rights within the City of Kirkland, King County, Washington, described in Exhibit A attached to this Ordinance and which descriptions are hereby incorporated by reference, necessary for public sidewalk purposes, are hereby condemned, appropriated, taken and damaged for such public purposes, subject to the making or paying of just compensation to the owners thereof in the manner provided by law.

Section 2. The cost and expense of acquiring said property rights shall be paid for from the City of Kirkland Excise Tax Reserve Fund.

Section 3. The City Manager is authorized and directed to immediately begin and prosecute action and proceedings in the manner provided by the law to purchase, condemn, take, damage, appropriate, and otherwise acquire the lands and other property rights and privileges necessary to carry out the purposes of this Ordinance.

Section 4. 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 13th day of December, 1994.

Signed in authentication thereof this 13th day of
December, 1994.




MAYOR

Attest:



City Clerk

Approved as to Form:



City Attorney

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EXHIBIT A

PARCEL NO. 251911

THE WEST 80 FEET OF THE FOLLOWING; THAT PORTION OF LOT 14 IN BLOCK 12, BURKE AND FARRAR'S KIRKLAND ADDITION TO THE CITY OF SEATTLE, DIVISION NO. 6, ACCORDING TO THE PLAT THEREOF RECORDED IN VOLUME 19 OF PLATS, PAGE 68 IN KING COUNTY, WASHINGTON, DESCRIBED AS FOLLOWS; BEGINNING AT A POINT ON THE NORTH LINE 140' EAST OF THE NORTHWEST CORNER; THENCE WESTERLY ALONG THE NORTH LINE 140' TO THE NORTHWEST CORNER; THENCE SOUTH ALONG THE WEST LINE TO THE SOUTHWEST CORNER; THENCE EAST ALONG THE SOUTH LINE 140'; THENCE NORTHERLY TO THE POINT OF BEGINNING.

THAT PORTION BEGINNING AT THE SOUTHEAST CORNER, THENCE NORTHERLY 19' ALONG THE WEST LINE TO A POINT LOCATED ON THE WEST LINE; THENCE SOUTHEASTERLY TO A POINT LOCATED ON THE SOUTH LINE 19' EAST OF THE SOUTHWEST CORNER; THENCE WESTERLY ALONG SAID SOUTH LINE TO THE POINT OF BEGINNING.