

ORDINANCE NO. 3466

AN ORDINANCE OF THE CITY OF KIRKLAND, RELATING TO LAND USE, AND THAT PROJECT COMMONLY KNOWN AS NISSAN-SUBARU ROSEHILL, THAT THE CONDITIONS REQUIRED BY RESOLUTION NO. R-3885 (FILE NO. IIB-93-102) FOR THE RECLASSIFICATION OF CERTAIN REAL PROPERTY SUBJECT TO SAID RESOLUTION HAVE BEEN MET, RECLASSIFYING SAID REAL PROPERTY FROM RS 7.2 TO BC (COMMUNITY BUSINESS ZONE) AND AMENDING THE ZONING MAP.

WHEREAS, the Kirkland City Council on July 5, 1994, adopted a Resolution No. R-3885 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-93-102, BY DAVID SWANSON TO CONSTRUCT AN AUTOMOBILE DEALERSHIP (NO SERVICE OR PART SALES) AND TO RELOCATE A CLASS C STREAM BEING WITHIN A 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:

Lot 21 and Lot 22, Block 11, Burke & 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;

EXCEPT that portion of said Lot 22 condemned in King County Superior Court Cause No. 725011 and described in judgment and Decree of Appropriation entered on November 17, 1970, for a right-of-way for State Highway known as SR 901;

AND EXCEPT that portion of said Lot 22 conveyed to King County for Northeast 85th Street by deed recorded under Recording Number 8002130583;

AND ALSO EXCEPT that portion of said Lots 21 and 22, if any, conveyed to the State of Washington for a right-of-way for State Highway known as SR 901 by deed recorded under Recording Number 7612140586.

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. 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 18th day of April, 1995.

SIGNED IN AUTHENTICATION thereof this 18th day of April, 1995.




Mayor

Attest:



City Clerk

Approved as to Form:



City Attorney