

CITY OF KIRKLAND, WASHINGTON

RESOLUTION NO. 2198

A RESOLUTION of the City Council of the City of Kirkland, Washington, declaring its intention, pursuant to property owners' petition therefor, to initiate the formation of Utility Local Improvement District No. 112 to carry out that portion of the system or plan for making additions to and betterments and extensions of the waterworks utility of the City, including the system of sewerage as a part thereof, as adopted by Ordinance No. 2222, applicable to a certain area within the City, by the construction and installation of sanitary sewers, all as applicable to said utility local improvement district; fixing the date, time and place for a public hearing on the formation of the proposed utility local improvement district.

WHEREAS, the City of Kirkland heretofore combined its municipal water system and system of sewerage, including all additions thereto and betterments and extensions thereof at any time made, pursuant to RCW 35.67.320, by Ordinance No. 576 of the City, passed and approved July 18, 1949, and such combined systems, including the separate waterworks system and separate system of sewerage maintained and operated by the former City of Houghton, Washington, if the same shall hereafter be combined with and made a part of the waterworks utility of the City, shall hereinafter be referred to as the "waterworks utility of the City;" and

WHEREAS, pursuant to Ordinance No. 2222, passed by the City Council and approved by the Mayor on May 7, 1973, the City Council specified and adopted a system or plan for making additions to and betterments and extensions of the waterworks utility of the City and provided the method of financing the same by the issuance and sale of water and sewer revenue bonds in one or more series to be supported

by agreements to be levied in one or more utility local improvement districts authorized to be created to obtain the funds with which to pay the cost of such system or plan; and

WHEREAS, a petition has been filed with the City Council signed by the owners of property aggregating more than 51% of the lineal frontage upon the improvement and of the area within the proposed utility local improvement district as shown by the records in the Office of the Director of Records and Elections of King County, Washington, setting forth the nature and territorial extent of the proposed improvement and the mode of payment, and petitioning that a portion of such system or plan for making additions and betterments and extensions of the waterworks of the City be undertaken and that a utility local improvement district be formed within the area therein described to secure water and sewer revenue bonds to be issued to finance the cost of carrying out such portion of the system or plan for making additions to and betterments and extensions of the waterworks utility of the City; and

WHEREAS, the City's Public Works Director and Hart, Williams, and Roth, the City's consulting engineers, have filed with the City Council all data and information required by law to be submitted and have also determined that the petition is sufficient and the facts set forth therein are true; and

WHEREAS, the City Council has determined it to be in the best interest of the City that the portion of such system or plan for making additions to and betterments and extensions of the waterworks utility of the City as petitioned for be undertaken and that a utility local improvement district be formed within the area hereinafter more particularly described to secure water and sewer revenue

bonds to be issued to finance the cost of carrying out such portion of the system or plan for making additions to and betterments and extensions of the waterworks utility of the City; NOW, THEREFORE,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF KIRKLAND, WASHINGTON, as follows:

Section 1. It is the intention of the City Council of the City of Kirkland, Washington, pursuant to property owners' petition therefor, to order the acquisition and construction of the following portion of the system or plan for making additions to and betterments and extensions of the waterworks utility of the City as specified and adopted in Ordinance No. 2222, passed by the City Council and approved by the Mayor on May 7, 1973, to serve the area within the corporate limits of the City hereinafter described, (being a part of the former City of Houghton), consisting of the construction and installation of 8" sanitary sewer lines, together with side sewers, manholes and other work and appurtenances as may be necessary for a complete sanitary sewer system within the area to be served and its connection to the existing waterworks utility of the City along the following route:

<u>On</u>	<u>From</u>	<u>To</u>
N. E. 53rd Street	111th Avenue N.E.	114th Avenue N.E.

Section 2. To carry out the foregoing portion of the system or plan for making additions to and betterments and extensions of the waterworks utility of the City, there shall be formed a utility local improvement district to be known and designated as "Utility Local Improvement District No. 112 of the City of Kirkland, Washington," the boundaries thereof being more particularly described as follows:

That portion of the Northeast quarter of Section 17, Township 25 North, Range 5 East, W.M., described as follows:

Beginning at the intersection of the Northerly margin of N.E. 53rd St. and the Northerly extension of the Westerly line of Lots 15 and 16, Block 2, WOOD'S ADDITION TO KIRKLAND, as recorded in Volume 6 of Plats, page 24, records of King County.

Thence Southerly along said Northerly extension and along said Westerly line to its intersection with a line 150 feet South of and parallel to the Southerly margin of N.E. 53rd St.

Thence Easterly and Southerly along said parallel line to its intersection with the East line of said Lot 15 which is also the West margin of 112th Ave. S.E.

Thence Easterly to a point on the West line of the East half of the Northeast quarter of said Section 17, also being the East margin of 112th Avenue S.E., lying 105 feet South of the North line of the Southwest quarter of the Southeast quarter of said Northeast quarter;

Thence East along a line 105 feet South of and parallel to said North line to its intersection with the West line of the East 75 feet of the West 225 feet of the Southwest quarter of the Southeast quarter of said Northeast quarter;

Thence South along said West line to its intersection with a line 180 feet South of and parallel to the North line of the Southwest quarter of the Southeast quarter of said Northeast quarter;

Thence East along said parallel line to its intersection with the East line of the West 300 feet of the Southwest quarter of the Southeast quarter of said Northeast quarter;

Thence North along said East line to its intersection with a line 100 feet South of and parallel to the Southerly margin of N.E. 53rd St.

Thence Easterly along said parallel line to a line 150 feet West of and parallel to the Easterly margin of the 114th Avenue N.E.

Thence Northerly along said parallel line to the Southerly margin of N.E. 53rd St.

Thence Easterly along said Southerly margin to the Westerly right-of-way margin of S. R. 405.

Thence Northerly along said Westerly right-of-way to its intersection with a line 150 feet North of and parallel to the Northerly margin of N. E. 53rd St.

Thence Westerly and Northerly along said parallel line to its intersection with the Westerly line of the East half of the Northeast quarter of Section 17, Township 25 North, Range 5 East, W.M.

Thence Southerly along said Westerly line to the Northerly margin of N.E. 53rd St.

Thence Westerly along said Northerly margin to its intersection with the Northerly extension of the Westerly line of Lots 15 and 16, Block 2 of said Wood's Addition to Kirkland and the point of beginning.

Section 3. The estimated cost and expense of the portion of the system or plan applicable to proposed Utility Local Improvement District No. 112 is hereby declared to be \$19,000.00. Approximately \$18,000.00 of such estimated cost and expense shall be borne by and assessed against the property included within proposed Utility Local Improvement District No. 112. The properties in said utility local improvement district will be all the properties specifically benefited by such improvement. The assessments in said utility local improvement district shall be for the sole purpose of payment into a special bond redemption fund to be hereafter created for the payment of water and sewer revenue bonds to be hereafter issued by the City to provide the funds required to pay the cost and expense of carrying out said system or plan.

Section 4. A public hearing on the formation of proposed Utility Local Improvement District No. 112 shall be held in the

Council Chambers in the City Hall, Kirkland, Washington, at 8:00 o'clock p.m. (PDST) on July 30, 1973.

All persons who may desire to object to the improvement and to the formation of the proposed district are hereby notified to appear and present their objections at the hearing and meeting of the City Council to be held at such time and place.


Section 5. The City's Public Works Director and Hart, Williams and Roth, the City's consulting engineers, are hereby directed to submit to the City Council on or prior to July 30, 1973, all data and information required by law to be submitted.

The foregoing resolution was ADOPTED by the City Council of the City of Kirkland, Washington, at a regular open public meeting thereof and APPROVED by the Mayor this 2nd day of July, 1973.



Mayor

ATTEST:



Director of Administration and
Finance (ex-officio City Clerk)

APPROVED AS TO FORM:

City Attorney