

RESOLUTION NO. R- 2295

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND APPROVING AN AGREEMENT FOR CONSTRUCTION OF STORM DRAINAGE FACILITIES AND EASEMENT BETWEEN THE CITY OF KIRKLAND AND S & H BUILDERS AND AUTHORIZING THE CITY MANAGER TO SIGN SAID AGREEMENT AND ALL DOCUMENTS OF CONVEYANCE REQUIRED OR PROVIDED FOR IN SAID AGREEMENT.

WHEREAS, City presently has an unlocated five foot easement for sanitary sewers over, under and across Block 1, Plat of Lakeview Terrace, according to Plat thereof, records of King County, and

WHEREAS, Block 1, Plat of Lakeview Terrace is owned by and being developed by S & H Builders as part of an apartment complex, and

WHEREAS, there presently exists an old unused sanitary sewer line extending across Block 1, Plat of Lakeview Terrace westerly from Lakeview Drive, which line is no longer used nor needed by City as a sanitary sewer line, and

WHEREAS, said unused sanitary sewer line may have some utility or usability as a storm drainage or storm sewer line to replace the present flow of storm and surface waters from Lakeview Drive onto and across a drainage course westerly over said Block 1, Plat of Lakeview Terrace, and

WHEREAS, S & H Builders in order to more efficiently utilize their property have requested City to abandon or vacate the existing sanitary sewer easement described of record as being "a five foot easement for sanitary sewers over Block 1, Plat of Lakeview Terrace, according to Plat thereof, records of King County, Washington, and

WHEREAS, S & H Builders in exchange for the vacation of such sanitary sewer easement is willing to construct a storm drainage or storm sewer line westerly across said Block 1 to pickup the accumulation of storm and surface drainage waters along Lakeview Drive and to convey same into an existing City storm sewer system located in Lake Street South, either by converting the existing sanitary sewer line and making the necessary connections thereto, or in the alternative, by constructing a new relocated storm sewer line,

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



Section 1. The Memorandum Agreement for construction of storm drainage facilities and easement between S & H Builders and the City of Kirkland, a copy of which is attached to the original of this Resolution and by this reference incorporated herein is hereby approved.

Section 2. The City Manager is authorized and directed to sign on behalf of the City said Memorandum Agreement and to further, when all conditions set forth in said Agreement have been met, to execute on behalf of the City such document or documents as may be required to carry out the provisions relating to the vacation of the existing sanitary sewer easement and the acquisition of the storm drainage sewer easement across Block 1, Plat of Lakeview Terrace.

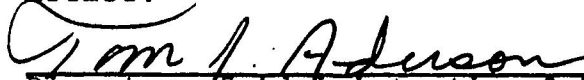
ADOPTED by a majority vote of the Kirkland City Council in regular meeting on the 17th day of March, 1975.

PASSED in regular meeting of the Kirkland City Council on the 17th day of March, 1975.



Mayor

ATTEST:



Director of Administration & Finance
(ex officio City Clerk)

