

CITY OF KIRKLAND, WASHINGTON
RESOLUTION NO. R-3625

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND, WASHINGTON, DECLARING ITS INTENTION TO ORDER THE INSTALLATION OF SEWER MAINS FOR THE AREA ON N.E. 95TH STREET FROM 128TH AVENUE N.E. TO 132ND AVENUE N.E. AND TO CREATE A LOCAL IMPROVEMENT DISTRICT TO ASSESS THE COST AND EXPENSE OF CARRYING OUT THOSE IMPROVEMENTS AGAINST THE PROPERTIES SPECIALLY BENEFITED THEREBY, AND NOTIFYING ALL PERSONS WHO DESIRE TO OBJECT TO THE IMPROVEMENTS TO APPEAR AND PRESENT THEIR OBJECTIONS AT A HEARING BEFORE THE CITY COUNCIL TO BE HELD ON OCTOBER 16, 1990.

WHEREAS, a previous petition has been submitted to the City of Kirkland, Washington (the "City"), petitioning that a local improvement district be created for sewer service for the area on N.E. 95th Street from 128th Avenue N.E. to 132nd Avenue N.E. for the installation of sewer mains, in accordance with the City of Kirkland Sewer System Plan and consistent with the Capital Facilities Element of the Comprehensive Plan or the Capital Improvements Plan; and

WHEREAS, the City Council has considered this petition advisory, and concurs in the desires of the petitioners that the local improvement district should be formed and that the district should be called Local Improvement District No. 122; 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 to order the improvement of the properties within the area described in Exhibit A, attached hereto and by this reference made a part hereof, by the installation of an 8-inch diameter sanitary sewer and appurtenances in the public right-of-way along N.E. 95th Street from the existing sewage pump station on 128th Avenue N.E. easterly to approximately 75 feet west of 132nd Avenue N.E..

All of the foregoing improvements shall be in accordance with the plans and specifications therefor prepared by the Gray & Osborne, consulting engineers for the City and may be

modified by the City as long as that modification does not affect the purpose of the improvements.

Section 2. The total estimated cost and expense of the improvements is declared to be \$190,000 and the entire cost and expense of the improvements shall be borne by and assessed against the property specially benefited by the improvements to be included in a local improvement district to be established embracing as nearly as practicable all the property specially benefited by the improvements. Actual assessments may vary from estimated assessments as long as they do not exceed a figure equal to the increased true and fair value the improvements add to the property.

Section 3. All persons who may desire to object to the improvements are notified to appear and present those objections at a hearing before the City Council to be held in the Council Chambers in the City Hall in Kirkland, Washington, at 7:30 p.m., local time, on October 16, 1990, which time and place are fixed for hearing all matters relating to the improvements and all objections thereto and for determining the method of payment for the improvements. All persons who may desire to object thereto should appear and present their objections at that hearing. Any person who may desire to file a written protest with the City Council may do so within 30 days after the date of passage of the ordinance ordering the improvements in the event the local improvement district is formed. The written protest should be signed by the property owner and should include the legal description of the property for which the protest is filed and that protest should be delivered to the City Clerk.

Section 4. The City Clerk is authorized and directed to give notice of the adoption of this resolution and of the date, time and place fixed for the public hearing to each owner or reputed owner of any lot, tract, parcel of land or other property within the proposed local improvement district by mailing such notice at least fifteen days before the date fixed for public hearing to the owner or reputed owner of the property as shown on the rolls of the County Assessor at the address shown thereon, as required by law. The City Clerk also is authorized and directed to give notice of the adoption of this resolution and of the date, time and place fixed for the public hearing to each owner or reputed owner of any lot, tract, parcel of land or other property outside of the proposed local improvement district that is required by the Federal Housing Administration as a condition of loan qualification to be connected to the proposed improvements, by mailing such notice at least fifteen days before the date fixed for the public hearing to the owner or reputed owner of the property as shown

on the rolls of the County Assessor at the address shown thereon, as required by law.


Section 5. The City Public Works Department is directed to submit to the City Council on or prior to October 16, 1990, 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 this 18th day of September, 1990.



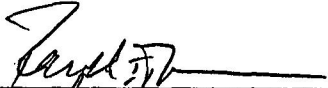
Mayor

ATTEST:



City Clerk

APPROVED AS TO FORM:



City Attorney

SLH-511*

EXHIBIT "A"CITY OF KIRKLANDN.E. 95TH STREET SEWER L.I.D.DESCRIPTION OF BOUNDARY

Beginning at the southeast corner of Lot 32 plat of Kirkland acre tracts, said point being the true point of beginning; thence westerly along the south line of said Lot 32 a distance of 504.55 feet; thence northerly parallel to the west line of said Lot 32 a distance of 75.65 feet; thence westerly parallel to the south line of said Lot 32 to the west line of said Lot 32; thence continuing westerly across 130th Avenue N.E. to the east line of Lot 9 of said plat of Kirkland acre tracts; thence southerly along the east line of said Lot 9 to the southeast corner of said Lot 9; thence westerly along the south line of said Lot 9 a distance of 522.81 feet; thence northerly parallel with the west line of said Lot 9 to the north line of said Lot 9; thence continuing northerly across N.E. 95th Street to the south line of Lot 8 of said plat of Kirkland acre tracts; thence easterly along the south line of said Lot 8 to a point lying 256.07 feet westerly of the southeast corner of said Lot 8; thence northerly parallel with the east line of said Lot 8 to the north line of said Lot 8; thence easterly along the north line of said Lot 8 to the northeast corner of said Lot 8; thence continuing easterly across 130th Avenue N.E. to the northwest corner of Lot 33 of said plat of Kirkland acre tracts; thence continuing easterly along the north line of said Lot 33 a distance of 480.92 feet; thence southerly parallel to the east line of Lot 33 of said plat of Kirkland acre tracts a distance of 70 feet; thence easterly parallel with the south line of said Lot 33 to the east line of said Lot 33; thence southerly along the east line of said Lot 33 to the southeast corner of said Lot 33; thence continuing southerly across N.E. 95th Street to the northeast corner of Lot 32 of said plat of Kirkland acre tracts; thence continuing southerly along the east line of said Lot 32 to the southeast corner of said Lot 32, said point being the true point of beginning.

