

RESOLUTION R-4645

A RESOLUTION OF THE CITY COUNCIL APPROVING A DEVELOPMENT AGREEMENT WITH DEREK AND SUSAN ARNDT AND AUTHORIZING THE CITY MANAGER TO SIGN.

WHEREAS, the City of Kirkland is authorized under RCW 36.70B.170 to enter into development agreements with the owners of real property in the City; and

WHEREAS, Derek and Susan Arndt ("the Arndts") own several adjoining undeveloped parcels of land within the City which, under current development standards, could be developed and accessed by a 30 foot wide right-of-way; and

WHEREAS, the City of Kirkland is willing to accept a 30 foot wide right-of-way for access to the Arndts' property during the duration of a ten-year development agreement; and

WHEREAS, the Arndts are willing to grant the City a 15 foot wide water line easement on the Arndts' real property; and

WHEREAS, consistent with RCW 36.70.170, the City has reserved authority to impose new or different regulations to the extent required by a serious threat to public health and safety; and

WHEREAS, as required by RCW 36.70B.200, the City held a public hearing on a development agreement with the Arndts on June 5, 2007; and

WHEREAS, having considered the testimony, staff analysis and comments at the public hearing, the City desires to enter into a development agreement with the Arndts;

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

1. The City Manager and directed to execute a development agreement with Derek and Susan Arndt substantially in the form of the Arndt - Kirkland Development Agreement attached to this Resolution.


Passed by majority vote of the Kirkland City Council in open meeting this 5th day of June, 2007.

Signed in authentication thereof this 5th day of June, 2007.



MAYOR

Attest:



City Clerk

Reso\arndtdevagree