

77-373.

MOTION NO. C3018

1
2 A MOTION declaring the intention to form a
3 Road Improvement District to improve a portion
4 of 124th Avenue SE, 128th Avenue SE, SE 38th
5 Place, and SE 41st Street, to be known as King
6 County Road Improvement District No. 72,
7 (Factoria Square)

8 WHEREAS, a petition has been filed with the King County
9 Council requesting the formation of a Road Improvement District
10 to improve a portion of 124th Avenue SE, 128th Avenue SE,
11 SE 38th Place, and SE 41st Street in the vicinity of Factoria.
12 The petition requests that the improvement consist of clearing,
13 grubbing, grading, draining, ballasting, paving, street lighting,
14 sidewalks, curbs and gutters, and such other items as may be
15 incidental thereto. The petition requests that payments for the
16 improvement be made by special assessment payable in twenty (20)
17 equal annual installments, under mode of payment by bond, and

18 WHEREAS, the Clerk of the King County Council on March 30,
19 1976, referred the above petition to the Director, Department of
20 Public Works and Transportation for his checking and recommenda-
21 tion, and

22 WHEREAS, the Director of the Department of Public Works and
23 Transportation has determined that said petition has been signed
24 by owners of 70.7 percent of the lineal frontage upon the
25 improvement to be made, and 71.6 percent of the area within the
26 limits of the assessment district to be created, and that the
27 improvement appears to be feasible and that the benefits appear
28 to exceed the cost of the improvement, and

29 NOW, THEREFORE, BE IT MOVED by the Council of King County:

30 SECTION 1: Pursuant to the provisions of R.C.W. 36.88.010,
31 36.88.020, and 36.88.050, it is the intention of the King County
32 Council to order the improvement of 124th Avenue SE from SE 38th
33 Place southerly to a point 340 feet more or less south of the
centerline of SE 41st Street; and 128th Avenue SE from the
southerly margin of the right-of-way of I-90 to a point 340 feet

1 more or less south of the centerline of SE 41st Street; and SE
2 38th Place from 124th Avenue SE to 128th Avenue SE; and SE 41st
3 Street from 124th Avenue SE to 128th Avenue SE. It is intended
4 that the improvements shall consist of clearing, grubbing, grading,
5 draining, ballasting, paving, street lighting, sidewalks, curbs
6 and gutters, and such other work as may be incidental thereto,
7 in accordance with the request on the petition.

8 SECTION 2: The estimated cost and expense of the improvement
9 of 124th Avenue SE is \$149,900.00; for 128th Avenue SE it is
10 \$209,800.00; for SE 38th Place it is \$100,500.00; and for
11 SE 41st Street it is \$119,400.00; for a total of \$579,600.00.

12 It is the intention that the total cost and expense of each road
13 to be improved shall be borne by the private property in the
14 portion of the district adjacent to that road. It is the
15 intention that the assessments shall be based on the zone and
16 termini method of assessment calculation, and shall be paid over
17 a period of 20 years. It is the intention that the consulting
18 engineering firm retained by the developers for the plat of
19 Factoria Square be retained to produce the construction plans
20 for this road improvement district. The basic data used in the
21 plat site plan can be directly applied to the road and drainage
22 design without additional cost to the developer. Design cost
23 for the road plans incurred prior to the formation of this road
24 improvement district shall be payable by the district after its
25 formation.

26 SECTION 3: It is the intention of the King County Council
27 to form a road improvement district to be known and designated as
28 King County Road Improvement District No. 72. The assessment
29 district shall include all of the private property lying within
30 strips of land 330 feet wide on each side of the centerline of
31 the right-of-way of the roads to be improved.

1 SECTION 4: All persons who may desire to object to the
2 construction of the aforesaid improvement or the formation of the
3 aforesaid assessment district are hereby notified to appear and
4 present such objections at a meeting of the King County Council,
5 to be held in Room 402 of the King County Courthouse in the City
6 of Seattle, Washington, at 9:30 a.m. on the 27th day of
7 June, 1977, which time and place is hereby fixed
8 for hearing of matters relating to said proposed improvements,
9 and all objections thereto.

10 SECTION 5: The Director of the Department of Public Works
11 and Transportation is hereby directed to submit to the Council at
12 or prior to the date fixed for said hearing, a diagram or print
13 showing thereon the lots, tracts, and parcels of land and other
14 property which will be specially benefited thereby, and the
15 estimated amount of cost and expense of said improvement to be
16 borne by each lot, tract, or parcel of land or other property,
17 and also designating thereon all property which is being purchased
18 under contract from the County.

19 SECTION 6: The Deputy Clerk of the King County Council is
20 hereby directed to give notice of said hearing by publication of
21 this motion in at least two consecutive issues of a newspaper of
22 general circulation in King County, with the date of first
23 publication to be at least fifteen days prior to the date of said
24 hearing, and to mail a notice of said hearing to the owners or
25 reputed owners of property in the proposed assessment district,
26 as shown on the tax rolls of the King County Office of Comptroller
27 at the address shown thereon, at least fifteen days prior to said
28 hearing. The notice shall refer to the Motion of Intention and
29 designate the proposed improvement district by number. The notice
30 shall also set forth the nature of the proposed improvement, the
31 total estimated cost, the portion of the total cost to be borne
32 by assessments, the estimated amount of the cost and expense of
33 said improvement to be borne by the particular lot, tract, or

1 parcel, the date and place of the hearing before the County
2 Council, and the fact that the property owners may withdraw their
3 names from the petition or add their names thereto at any time
4 prior to 5 p.m. on the day before the hearing.

5 PASSED this 16th day of May, 1977.

6 KING COUNTY COUNCIL
7 KING COUNTY, WASHINGTON

8 Mike Lowry
9 Chairman

10 ATTEST:

11
12 Dorothy M. Owens
13 Deputy Clerk of the Council