

MOTION NO. 4618

1 A MOTION declaring the intention of the King  
2 County Council to create Road Improvement  
3 District No. 86 for improvement of 38th  
4 Avenue So. from 37th Avenue So. to So. 140th  
5 Street in King County, Washington.

6 WHEREAS, a petition has been filed with the King County  
7 Council requesting the creation of a road improvement district  
8 for the improvement of 38th Avenue South from 37th Avenue South  
9 to South 140th Street by clearing, grubbing, garding, draining,  
10 ballasting, paving, sidewalks, and other such work as may be  
11 incidental thereto; and

12 WHEREAS, the Director of the Department of Public Works and  
13 Transportation has determined that said petition has been signed  
14 by owners of an aggregate amount of the majority of the lineal  
15 frontage upon the improvement to be made, and of an aggregate  
16 amount of the majority of the area within the limits of the  
17 assessment district to be created therefor, and that the im-  
18 provement appears to be feasible, and that the benefits appear  
19 to exceed the cost of the improvement; and

20 WHEREAS, it is hereby found that said petition is sufficient  
21 and that the proposed District is sufficiently developed;

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

23 1. It is the intention of the Council to establish,  
24 pursuant to the aforesaid petition and pursuant to Chapter 36.88  
25 RCW, a road improvement district in King County to be known and  
26 designated as "King County Road Improvement District No. 86"  
27 (hereinafter "RID 86"). It is intended that RID 86 shall include  
28 all the territory described as follows:

29 Beginning at the Northwest corner of Block 8 in the plat of  
30 VAL-VUE as recorded in Volume 40 of Plats, pages 4 and 5  
31 Records of King County, Washington; thence Easterly to the  
32 Northeast corner of said Block 8; thence Southerly to the  
33 Southeast corner of Lot 12 said Block 8, thence Westerly to

1 the Northeast corner of Lot 13 said Block 8, thence Southerly  
2 to the Southeast corner of said Block 8; thence Westerly to  
3 the Southwest corner of Lot 13 Block 7 said plat of Val-Vue;  
4 thence Northerly to the Northwest corner of Lot 23 said  
5 Block 7; thence Westerly to the Southwest corner of Lot 1  
6 said Block 7; thence Northerly to the Northwest corner of  
7 said Block 8 and the point of beginning.

8 2. It is further the intention of the Council to order the  
9 improvement of 38th Avenue South from 37th Avenue South to South  
10 140th Street within RID 86 by clearing, grubbing, grading, draining,  
11 balasting, paving, sidewalks, and other such work as may be  
12 incidental thereto.

13 Said improvements are hereafter sometimes referred to  
14 collectively as the "Project".

15 3. The costs and expenses of accomplishing the projects  
16 are now estimated to be \$150,000. It is the intention of the  
17 Council that twenty-five percent of the final total of such costs  
18 and expenses be borne by King County and that the remaining  
19 seventy-five percent be borne by and assessed against the  
20 property within proposed RID 86. The final amount of said  
21 costs and expense will be determined after the Project has been  
22 completed.

23 It is further the intention of the Council that the property  
24 owners share of the costs and expenses shall be assessed on an  
25 equal per lot basis against all property within RID 86 as a method  
26 of assessment (the amount of said assessment is now estimated to  
27 be \$3214 per lot).

28 The King County Department of Public Works is hereby directed  
29 to make application to the Housing and Community Development  
30 Section of the Planning Division for Block Grant Funds to assist  
31 in the financing of the project. It is further the intention of  
32 the Council that any Block Grant Funds be used to finance the  
33 property owners' share of the project.

1           The final amount of the assessment against each parcel of  
2 property within RID 86 shall be dependent upon the final total  
3 of such costs and expenses incurred in accomplishing the Project  
4 and shall, upon confirmation of the assessment roll by the Council  
5 become a lien against each such parcel of land within RID 86.  
6 Such assessments may be paid in full thereafter or at the option  
7 of the owner thereof, in twenty equal, annual installments, to-  
8 gether with interest on the diminishing principal balance at the  
9 rate of eight percent per annum.

10           4. All persons who wish to object to or to otherwise be  
11 heard on the creation of proposed Road Improvement District  
12 No 86 described herein, on the accomplishment of the Project  
13 described herein, or on the assessment of their property for the  
14 costs and expenses of accomplishing the Project in the manner  
15 described herein, are hereby notified to appear and present their  
16 objections or testimony at an open public meeting of the King  
17 County Council to be held in Room 402 of the King County Court-  
18 house, Seattle, Washington, at 9:30 a.m. on the 7<sup>th</sup> day  
19 of January, 1980. At such time and place,  
20 the Council intends to hear such objections and testimony and to  
21 act on the intentions set forth herein.

22           5. The Clerk of the Council is hereby authorized and  
23 directed to give notice of said public hearing by publication  
24 and by mailing at the times and in the manner described in  
25 RCW 36.88.050.

26           6. The Director of the Department of Public Works and  
27 Transportation is hereby directed to submit to the Council  
28 at, or prior to, the date fixed for said hearing, a diagram or  
29 print showing thereon the lots, tracts, and parcels of land and  
30 other property which will be specially benefited thereby, and the  
31 estimated amount of the cost and expense of said improvement to  
32 be borne by each lot, tract, or parcel of land or other property,  
33 and also designating thereon all property which is being purchased

1 under contract from the County.

2 7. "Costs and expenses of accomplishing the Project," as  
3 used herein shall mean those costs and expenses described in  
4 RCW 36.88.300.

5 PASSED this 26th day of November, 1979.

6 KING COUNTY COUNCIL  
7 KING COUNTY, WASHINGTON

8   
9 Chairman

10  
11 ATTEST:

12  
13  DEPUTY  
14 Clerk of the Council