

MOTION NO. 8122

1 A MOTION authorizing the granting of an easement to the  
2 City of Black Diamond for a sewer transmission mainline,  
3 and to Washington Natural Gas Company for gas lines in  
Council District No. 9.

4 WHEREAS, the City of Black Diamond's sewage treatment facility was declared  
5 to be a failed system by the Environmental Protection Agency and the Washington  
6 Department of Ecology, and

7 WHEREAS, King County council Motion No. 8094 authorized the granting of a  
8 franchise to Black Diamond to construct, operate, and maintain a sewer  
9 transmission mainline to replace its failed system, and

10 WHEREAS, Black Diamond requires an easement across county property for the  
11 placement of a twelve-inch sewer transmission mainline, and has requested that  
12 such an easement be granted, and

13 WHEREAS, Black Diamond also was granted an easement across property owned  
14 by Washington Natural Gas Company, with compensation being permission for  
15 Washington Natural Gas Company to run gas lines within the pipeline casing that  
16 will carry the sewer mainline, and

17 WHEREAS, the department of public works, surface water management division,  
18 and the real property division support the granting of this utility easement,  
19 and

20 WHEREAS, the King County council finds that the granting of this utility  
21 easement will not interfere with the use of the property by the surface water  
22 management division, and that the rights requested by the City of Black Diamond  
23 and Washington Natural Gas Company are surplus to the county's present and  
24 foreseeable needs, and

25 WHEREAS, four thousand, four hundred and sixty dollars (\$4,460.00) financial  
26 consideration shall be made payable to the King County office of finance, and  
27 shall be assigned to the Surface Water Management operating fund, and

28 WHEREAS, the council of King County finds that granting this easement would  
29 be in the best interests of the citizens of King County;

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

2 The county executive is hereby authorized to sign and deliver to the City  
3 of Black Diamond and Washington Natural Gas Company a utility easement for  
4 placement, operation, and maintenance of a sewer transmission mainline and  
5 gas lines over, under, across and through the following described property,  
6 situate in King County, Washington:

7 Tract C, Winterwood Estates, Division No. 5

8 A portion of Tract "C" Winterwood Estates, Division No. 5 lying within  
9 Section 31, Township 22 North, Range 6 East, W. M., King County, Wash-  
10 ington as per the map filed for record on April 21, 1981 in Volume 118  
11 of Plats, Pages 32 through 34, in the office of the County Recorder of  
12 said County, described as follows:

13 Commencing at the radius point for the cul-de-sac of 192nd Place South-  
14 east monumented with a brass disk in a monument case;  
15 thence North 66°32'39" East, a distance of 45.00 feet to a point on the  
16 right-of-way of the cul-de-sac, being also a common corner of Lot 45  
17 and Tract "C" and the True Point of Beginning;  
18 thence along the common boundary between Lot 45 and Tract "C," North  
19 86°00'55" East (North 86°00'00" East record), a distance of 23.00  
20 feet;  
21 thence North 61°08'32" East (North 61°07'37" East record), a distance  
22 of 86.78 feet;  
23 thence North 12°00'55" East (North 12°00'00" East record), a distance  
24 of 89.99 feet (90.00 feet record);  
25 thence in an Easterly direction along a curve to the right with a  
26 radius of 2238.61 feet, through a central angle of 0°38'47," a  
27 distance of 25.26 feet;  
28 thence South 12°00'55" West, a distance of 105.00 feet;  
29 thence South 61°08'32" West, a distance of 79.94 feet to a point on  
30 the common boundary between Tract "C" and Lot 44 of said Winterwood  
31 Estates;  
32 thence along said common boundary South 86°00'55" West (South 86°00'00"  
33 West record), a distance of 47.51 feet to a point on the right-of-way  
of 192nd Place Southeast being also a common corner of Tract "C" and  
Lot 44;  
thence following said right-of-way in a Northwesterly direction along  
a curve to the left with a radius of 45.00 feet, through a central  
angle of 19°28'16," a distance of 15.29 feet, more or less to the  
True Point of Beginning.

PASSED this 10<sup>th</sup> day of December, 1990.

KING COUNTY COUNCIL  
KING COUNTY, WASHINGTON

Lois North  
Chairman

ATTEST:

Gerald E. Peterson  
Clerk of the Council