

5/9/77

77-408.

ORDINANCE NO. 3242

AN ORDINANCE creating Road Improvement District No. 75 for the improvement of a portion of SW 336th Street and SW 340th Street between 21st Avenue SW and 35th Avenue SW in Sections 13 and 24, Township 21 North, Range 3 East, W.M. in King County, Washington, and directing the Department of Public Works and Transportation to proceed with the improvement project, and to prepare and file a final assessment roll when the project is completed.

PREAMBLE:

Motion No. 2997 setting a date for a public hearing on the creation of a road improvement district for the improvement of a portion of SW 336th Street between 21st Avenue SW and 26th Avenue SW extended north and SW 340th Street between 30th Avenue SW and 35th Avenue SW in King County, was passed by the King County Council on May 2, 1977, and the date set was June 6, 1977, and due Notice of Hearing was mailed to the owners of the property at the address shown on the tax rolls of King County Comptroller, as required by law. The Director of the Department of Public Works and Transportation has certified that the petition for this improvement, including all withdrawals therefrom and additions thereto made prior to 5 p.m. the day prior to the hearing is sufficient; and that said petition conforms to the provisions of RCW 36.88.010, 36.88.015, 36.88.020 and 36.88.050. The hearing has been held as provided in said notice, and after hearing any and all written verbal protests of the various property owners within the proposed district, the Council has ascertained that the petition is sufficient and the plan of improvement is feasible, and has determined to order the construction of said improvement.

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

SECTION 1. SW 336th Street between 21st Avenue SW and 26th Avenue SW and SW 340th Street between 30th Avenue SW and 35th Avenue SW shall be improved by clearing, grubbing, grading, draining, ballasting, paving, landscaping, street lighting, and by the performance of such other work as may be necessary in connection therewith.

SECTION 2. There is hereby established a road improvement district for the improvement described in Section 1, to be known and designated as "King County Road Improvement District No. 75", which said assessment district shall include all of the territory described as follows:

1 Lot 9 of McLanes Garden Tracts as recorded in Volume 47  
2 of Plats, page 3, and SW 340th Street as shown in Terhune  
3 Addition as recorded in Volume 92 of Plats, pages 75 and  
4 76 all in King County, Washington, and the N 1/2 of the  
5 NW 1/4 of the NE 1/4 of Section 24, Township 21 North,  
6 Range 3 East, W.M. in King County, Washington, and the  
7 S 1/2 of the S 1/2 of the SW 1/4 of the SE 1/4 of Section  
8 13, Township 21 North, Range 3 East, W.M. in King County,  
9 Washington, EXCEPT COUNTY ROADS.

10 SECTION 3.

11 a. The estimated cost and expense of the improvement is  
12 hereby declared to be approximately \$318,532. It is the intention  
13 that the entire cost and expense of the improvements, on SW 336th  
14 Street, shall be borne by the benefited private parties on said  
15 SW 336th Street. It is the intention that the assessment shall be  
16 based on the zone and termini method of calculation of each parcel  
17 of benefited land included in the assessment district herein  
18 proposed to be established, and the payment shall be made by  
19 special assessment payable in 20 equal annual installments.

20 b. It is the intention that those parcels fronting the north  
21 side of SW 340th Street shall be assessed One Thousand Dollars  
22 (\$1,000) per parcel and that the remaining cost and expense of said  
23 SW 340th Street shall be borne by King County. Payment shall be  
24 made by special assessment payable in 20 equal annual installments.

25 c. It is the intention that the consulting engineering firm  
26 retained by the developer of that parcel of land lying southwesterly  
27 of the intersection of SW 336th Street and 21st Avenue SW be  
28 retained to produce the construction plans for this road improve-  
29 ment, inasmuch as the basic data used to design and site plan can  
30 be directly applied to the road and drainage design. Design cost  
31 for SW 336th Street and SW 340th Street road plans incurred prior  
32 to the formation of the district, shall be chargeable to the R.I.D.  
33 upon district formation.

1            SECTION 4. It is hereby found that the plan for improvement  
 2 or construction in Road Improvement District No. 75 be feasible  
 3 and that the benefits to be derived therefrom by the property  
 4 within said district exceeds the costs and expense of the forma-  
 5 tion of said district and the contemplated construction or improve-  
 6 ment therein.

7            SECTION 5. The Director of the Department of Public Works and  
 8 Transportation is hereby directed to call for bids for construction  
 9 of said improvement, and when a contract therefor shall have been  
 10 let by King County, and the construction is completed, and the  
 11 exact costs are known, said Director of the Department of Public  
 12 Works and Transportation is further directed to prepare and file  
 13 with the Administrator-Clerk of the King County Council an Assess-  
 14 ment Roll for that portion of the entire cost and expense of said  
 15 improvement to be assessed against the property included in the  
 16 assessment district herein before created.

17            SECTION 6. There shall be, and is hereby created in the  
 18 Office of Comptroller, two funds of the County to be known and  
 19 designated as "King County Road Improvement District No. 75  
 20 Construction Fund" and "King County Road Improvement District  
 21 No. 75 Bond Fund," respectively.

22            All monies collected by the Office of Comptroller upon any  
 23 assessments levied for the construction of said improvement shall  
 24 be placed in the Construction Fund during the thirty-day period  
 25 allowed for payment of such assessments without penalty or interest,  
 26 and shall be placed in the Bond Fund thereafter. Payments shall  
 27 be made on the basis of the assessment roll prepared by the  
 28 Director of the Department of Public Works and Transportation,  
 29 subject to adjustment after completion of the hearing on said roll.

30            The Office of Comptroller, Accounting Section, is hereby  
 31 directed and authorized to issue interest bearing warrants against  
 32 King County Road Improvement District No. 75 Construction Fund to  
 33 pay construction costs pending the redemption of said warrants

1 after the bond sale. The interest rate of said interest bearing  
2 warrants shall be fixed at six (6) percent per annum,

3 Bonds of said improvement district shall be payable on or  
4 before 22 years from date of issuance, shall be sold in the amount  
5 sufficient to redeem all outstanding warrants against the aforesaid  
6 Construction Fund for that portion of the cost and expense of the  
7 construction of said improvement to be assessed against the  
8 property within the district, after determining the amount of said  
9 assessments paid within the thirty-day period allowed for payment  
10 of assessments without penalty or interest.

11 INTRODUCED AND READ for the first time this 16<sup>th</sup> day of  
12 May, 1977.

13 PASSED this 6<sup>th</sup> day of June, 1977.

14 KING COUNTY COUNCIL  
15 KING COUNTY, WASHINGTON

16 Mike Lowry  
17 Chairman

18 ATTEST:

19 Deborah W. Clason  
20 Deputy Clerk of the Council

21 Approved this 8<sup>th</sup> day of June, 1977.

22 W. J. Spellman  
23 King County Executive  
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