

ORDINANCE NO. 0004496 79-982

AN ORDINANCE creating King County Road Improvement District No. 85 for street lights in the plat of Kent Ridge Division 3, In King County, Washington.

PREAMBLE:

Pursuant to King County Motion No. 4432, a public hearing was held on Aug. 13, 1979, on the petitions of property owners within the proposed district for the formation of a road improvement district to improve certain streets. Notice of said hearing was duly published and was duly mailed to each property owner pursuant to the requirements of RCW 36.88.050. A diagram showing the lots specially benefited by the Project and the estimated cost and expense to be borne by each lot or building site was considered by the Council. All written and verbal protests were considered. It is hereby found that the said petitions, including all additions thereto and withdrawals therefrom made prior to 5 o'clock p.m. of the business day before the hearing, are sufficient. It is further found that all requirements of RCW 36.88.020, 36.88.060, 36.88.410, and King County Motion No. 4432 have been satisfied.

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

SECTION 1. There is hereby established, pursuant to Chapter 36.88 RCW, a road improvement district in King County to be known and designated as "King County Road Improvement District No. 85" (hereinafter "RID 85"). Said District shall include all the territory described as follows:

All of the plat of Kent Ridge Estates Division No. 3 as recorded in Volume 104 of Plats, pages 52 and 53, Records of King County, Washington.

SECTION 2. It is hereby found that the plan for improvement or construction in RID 85 is feasible and that the benefits to be derived therefrom by the property within said District exceed the cost and expense of the formation of said District and the contemplated construction or improvement therein.

SECTION 3. Those portions of the following described streets wholly within RID 85 are hereby ordered to be improved by providing the electric energy, maintenance and operation to existing ornamental street lights:

1 A) Southeast 276th Place from 120th Avenue Southeast
2 to 123rd Avenue Southeast;

3 B) Southeast 277th Place from 120th Place Southeast
4 to 124th Avenue Southeast;

5 C) 123rd Avenue Southeast from Southeast 277th Place
6 northerly to the north line of said plat;

7 D) 120th Place Southeast from Southeast 277th Place
8 to Southeast 276th Place;

9 E) Southeast 276th Court from Southeast 276th Place
10 to its northerly terminus; and

11 F) 121st Place Southeast from the south line of said
12 plat to its northerly terminus.

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

15 SECTION 4. The total cost and expense of the project which
16 is to be borne by all of the property owners within RID 85,
17 except Tract A, is now estimated to be \$13.90 per lot for the
18 first year and \$8.90 per lot for each succeeding year. These
19 costs are based on a King County Comptroller Fee of \$5 per
20 account to be assessed the first year, a King County Department
21 of Public Works fee of \$1.50 per account per year and a Puget
22 Sound Power & Light Company fee of \$3.60 per month per light.
23 The final amount of said costs and expense to be borne by said
24 property owners will be determined each year, will be assessed
25 against the benefited private property within the district,
26 with such assessment levied on the basis of equal assessment for
27 each platted building lot. The assessments shall become due and
28 payable during the thirty (30) day period succeeding the date of
29 the first publication of such notice and annually thereafter each
30 succeeding payment of approximately \$8.90 for each of the 76
31 accounts or lots shall be due on the anniversary date of said
32 publication date. Unpaid assessments after the thirty day period
33 shall be declared delinquent. All delinquent accounts shall bear

1 a penalty of ten percent (10%) per annum and said penalty shall
2 be included and be a part of the assessment lien. Collection on
3 delinquent accounts shall be enforced in the manner provided by
4 law.

5 The second and succeeding annual maintenance assessment will
6 be based on the actual cost of providing energy, operation and
7 maintenance charges of Puget Sound Power and Light Company.

8 Prior to the second and succeeding annual maintenance assessment,
9 a budget for Road Improvement District No. 85 will be submitted
10 to the County Executive annually for approval. Upon approval of
11 the annual budget for Road Improvement District No. 85, the
12 second and succeeding annual maintenance assessment shall be due
13 and payable annually on the anniversary date of said publication
14 date described herein. Past due annual assessments shall be
15 declared delinquent. All delinquent accounts shall bear a
16 penalty of ten per cent (10%) per annum and said penalty shall
17 be included and be a part of the assessment lien.

18 SECTION 5. There is hereby created on the books of the
19 King County Comptroller a fund of the County to be designated
20 as the "King County Road Improvement District No. 85, Operation
21 and Maintenance Fund." All monies collected by the Comptroller
22 upon any assessments levied for the energy, operation and
23 maintenance of said district shall be placed in said Operation
24 and Maintenance Fund. Payment shall be made on the basis of
25 the Maintenance Assessment Roll prepared by the Department of
26 Public Works, subject to adjustment after completion of the
27 Hearing on said roll.

SECTION 6. The Director of the Department of Public Works is hereby directed to negotiate with Puget Sound Power and Light Company for providing the electric energy, operation and maintenance of the street lights and is further directed to prepare and file with the King County Council Administrator-Clerk a Maintenance Assessment Roll for the maintenance assessment to be levied against the property included in the assessment district herein established.

INTRODUCED AND READ for the first time this 30th day of July, 19 79.

PASSED this 17th day of September, 19 79.

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

Ruby Chow
Chairman

ATTEST:

Bonnie M. Ruess
DEPUTY Clerk of the Council

APPROVED this 20th day of September, 19 79.

Paul Selman
King County Executive