

ORDINANCE NO. 6240

AN ORDINANCE authorizing condemnation of property
for the Cedar Hills Leachate Interceptor

STATEMENT OF FACTS

1. The King County Council on September 21, 1981, by Ordinance No. 5694, did provide funds to pay part of the costs of the acquisition, construction and installation of certain capital improvement projects.

2. The Ordinance provided for the design of Leachate Control Systems and construction and acquisition of other miscellaneous improvements at existing solid waste disposal facilities. These included: landscaping, extension of the leachate collection system to protect water quality, and installation of security fencing at the Cedar Hills Regional Landfill.

3. The Department of Natural Resources, while conducting a land survey of the Cedar Hills Regional Landfill Site in September 1981, found the corner monument established by the U.S. Government Land Office Survey made in 1867,

4. The discovery of the U.S. Government survey monument of 1867 discloses that a monument established in 1938 and used in subsequent surveys of record made all surveys in the area between 1938 and 1981 erroneous.

5. A survey undertaken by the King County Engineers, using the original 1867 Government Survey Monument, discloses that approximately 1300 lineal feet of the Cedar Hills Leachate Interceptor Force Main constructed in 1978-79 is outside the true boundary of the Cedar Hill Regional Landfill Site, and encumbering the lands of adjoining owners.

6. In order to acquire sufficient property and property rights from adjoining owners to accommodate the Interceptor Force Main constructed in 1978-79, it is necessary for King County to condemn certain lands and property rights and rights in property for public purposes and hereinafter more particularly set forth.

7. The King County Council finds that the public health, safety, necessity, convenience and welfare demand that the Cedar Hills Leachate Interceptor be contained within property boundaries under King County Control including security fencing in accordance with governmental requirements, and that certain properties, property rights and rights in property be condemned,

1 appropriated, taken and damaged for the construction of such fencing, and to
2 facilitate adequate control of the lands encumbered by the Leachate
3 Interceptor Force Main, as provided in the Ordinance.

4 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

5 SECTION 1. The King County Council has deemed it necessary and in the
6 best interest of the citizens of King County that the lands hereinafter
7 described, and other property rights and/or rights in property be condemned,
8 appropriated, taken and damaged for the purposes of maintaining the Cedar
9 Hills Leachate Interceptor Force Main and to provide adequate control of the
10 lands encumbered by said Interceptor, subject to the making or paying of just
11 compensation to the owners thereof in a manner provided by law.

12
13 LEGAL DESCRIPTION

14 FRED PORTER PARCEL:

15 Beginning at the Southwest corner of the Northeast 1/4 of the
16 Northeast 1/4 of Section 21, Township 23 North, Range 6 East,
W.M., King County, Washington:

17 Thence South 88°14'29" East along the South line of said
18 Northeast 1/4 of the Northeast 1/4, a distance of 21.09 feet;
19 Thence North 1°38'10" East, a distance of 657.67 feet to the
North line of the South 1/2 of said Northeast 1/4 of the
Northeast 1/4;

20 Thence North 88°02'06" West along said North line, a distance
of 24.59 feet to the West line of said Northeast 1/4 of the
Northeast 1/4;

21 Thence South 1°19'51" West along said West line, a distance
22 of 657.77 feet to the point of beginning.

23 The above described parcel contains 15,019.72 square feet or
24 .3448 Acres, M/L

25 SECTION 2. The King County Council determines that condemnation
26 proceedings are hereby authorized to acquire property and property rights
27 and/or rights in property, for the purposes of maintaining the Cedar Hills
28 Leachate Interceptor Force Main and to provide adequate control of the lands
29 encumbered by said Interceptor.

SECTION 3. The attorneys for King County are hereby authorized and directed to begin and prosecute the proceedings provided by law to condemn, take and appropriate the land and other property and property rights necessary to carry out the provisions of this Ordinance.

INTRODUCED AND READ for the first time this 22nd day of November, 19 82.

PASSED at a regular meeting of the King County Council this 20th day of December, 19 82.

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

Lois North
Chairman

ATTEST:

Janet M. Quinn
Clerk of the Council

APPROVED this 3rd day of January, 19 83.

Randy Lewis
King County Executive