

ORDINANCE NO. **12086**

AN ORDINANCE authorizing the condemnation of property for Issaquah-Hobart Road Phase II Right of Way 9-1990-004

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1. The King County council, on December 21,1988 by Ordinance 8802 did adopt the Annual Budget and Program, and did provide therein for a transportation program.

2. A SEPA Determination of non-significance was made under WAC 197-11-340 (2) on August 20, 1991 as part of the State Environmental Policy Act review procedure.

3. The King County Transportation Program provides for the County Road System Development and Improvement Program which coordinates road types with other elements of the larger industry, government, and residential processes.

4. The Capital Budget and Program provides for the acquisition and improvement on Issaquah-Hobart Road Phase II, Right of Way No. 9-1990-004.

5. In order to acquire the property and property rights required to facilitate construction of left-turn channelization from Cedar Grove Road to Tiger Mountain Road; install a signal at Cedar Grove Road and realign the intersections with Donlan Road, Tiger Mountain and Cedar Grove Road; provide offsite mitigation for affected wetlands; realign stream and install fish passable culverts along the stream, it is necessary for King County to condemn certain lands and property rights, and rights in property for road purposes as hereinafter more particularly set forth.

6. The King County council finds that public health, safety, necessity, and convenience demand that Issaquah-Hobart Road Phase II, Right of Way No. 9-1990-004, be improved within King County in accordance with the Capital Budget and Program, and that certain properties, property rights, and rights in property be condemned, appropriated, taken, and damaged for the purpose of construction of left-turn channelization from Cedar Grove Road to Tiger Mountain Road; installation of a signal at Cedar Grove Road and realignment of the intersections with Donlan Road, Tiger Mountain and Cedar Grove Road; provision of offsite mitigation for affected wetlands; realignment of a stream and installation of fish passable culverts along stream, as provided in this ordinance.

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

SECTION 1. The King County council has deemed it necessary and in the best interest of the citizens of King County that the lands described in the attached Exhibit "A", and other property rights, and or rights in property be condemned, appropriated, taken, and damaged for the purpose of facilitating construction of left-turn channelization from Cedar Grove Road to Tiger Mountain Road; installation of a signal at Cedar Grove Road and realignment of the intersections with Donlan Road, Tiger Mountain and Cedar Grove Road; provide offsite mitigation for affected wetlands; realignment of a stream and installation of fish passable culverts along the stream, Right of Way No. 9-1990-004,

1 subject to making or paying of just compensation to the owners herein in the manner
2 provided by law.

3 SECTION 2. Condemnation proceedings are hereby authorized to acquire
4 property and property rights and or rights in property, together with the right to construct
5 and maintain slopes for cuts and fills on certain abutting properties described in the
6 attached Exhibit "A" for the purposes of the subject road improvements.

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

11 INTRODUCED AND READ for the first time this 4th day of December, 1995

12 PASSED by a vote of 12 to 0 this 19th day of December, 1995.

13 KING COUNTY COUNCIL
14 KING COUNTY, WASHINGTON

15 Kent Pullen
16 Chair

17 ATTEST:

18 Gerald Peterson
19 Clerk of the Council

20 APPROVED this 29th day of December, 1995.

21 Attachments:
A. Exhibit "A"

Ray Folmer
King County Executive

EXHIBIT "A"

12086

TRACT X:

Lot 1 as delineated on King County Short Plat No. 1280020, recorded under King County Recording No. 8208170363, being a portion of the SE 1/4 of the SW 1/4 of Section 15, Township 23 North, Range 6 East, W. M., in King County, Washington;

TOGETHER WITH an easement for ingress, egress, and utilities over, under, across, and upon a strip of land 60 feet in width with 30 feet on each side of the following described centerline:

Beginning at the northwest corner of the SE 1/4 of the SW 1/4 of Section 15, Township 25 North, Range 6 East, W. M., in King County, Washington; thence North 89° 04' 45" West 250 feet; thence North 55° 15' 09" East 306.68 feet to the Southwesterly margin of County Road No. 884, also known as James Donlan Road; thence South 53° 29' 43" East, along said Southwesterly margin 337.13 feet to the intersection of said easement centerline and the Southwesterly margin of County Road No. 884 and the True Point of Beginning; thence Southwesterly along said centerline South 36° 30' 17" West, 50.00 feet to a point of tangent curve to the left having a radius of 376.66 feet; thence Southerly along said curve through a central angle of 23° 50' 01" a distance of 156.68 feet; thence South 12° 40' 16" West 687.76 feet to a point of tangent curve to the left having a radius of 110.00 feet; thence along said curve to the left through a central angle of 90° 00' 00" a distance of 172.79 feet to the terminus of said centerline;

TOGETHER WITH the area lying within the arc of a circle having a radius of 45.00 feet, the center of which is located at the terminus of the above described centerline;

EXCEPT that portion thereof lying within main tract.