

ORDINANCE NO. 00105

An Ordinance providing for the improvement of specific streets and avenues in the Sheridan Beach-Sheridan Heights area in accordance with Motion No. 69, declaring the sufficiency of the petition for the improvement creating King County Road Improvement District No. 52 and directing the Acting Director, Department of Public Works, Utilities and Transportations to prepare a diagram or print showing the lots and other property which will be specially benefited thereby, and the estimated amount of cost and expense to be borne by each buildable site.

WHEREAS, Motion No. 69 was passed by the County Council of King County on the 16th day of June, 1969, declaring the intention of the Council to order the improvement of specific streets in the Sheridan Beach-Sheridan Heights area by the conversion of existing overhead electric and communication facilities to underground facilities, and the conversion of existing street lighting facilities to ornamental street lighting facilities which are to be served from underground electric facilities. The date of hearing on the above improvements being set for July 21, 1969, and

WHEREAS, on July 16, 1969, Motion No. 80 was passed declaring all items appearing on the Calendar of July 21, 1969, requiring public notice be republished for hearing on August 18, 1969, and

WHEREAS, said Motion No. 69 and Motion No. 80 were duly published and Notice of Hearing were mailed as required by law, and

WHEREAS, the Acting Director of 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 o'clock p.m. of the day prior to said Hearing, has been signed by the owners of 62.86 per cent of the lineal frontage upon the improvement to be made, and 61.74 per cent of the area within the limits of the proposed assessment district, and

WHEREAS, the said Hearing has been held as provided in said notice, and after hearing and considering any and all written and verbal protests of various property owners within the district, the County Council has ascertained that the petition is sufficient and the plan of improvement is feasible and has determined to order the conversion, now, therefore

The County Council of King County, Washington does ordain as follows:

Section 1. Pursuant to the provisions of R.C.W. 36.88.050, 36.88.060, 36.88.410 and 36.88.430, it is found and declared that the petition filed herein for the aforesaid improvement, including all additions thereto and withdrawals therefrom made prior to 5 o'clock p.m. of the day before said Hearing is sufficient, and it is further found that the conversion is feasible and that the benefits derived therefrom by the property within the proposed improvement district exceed the cost and expense of the contemplated conversion.

Section 2. The streets and avenues adjacent to Sheridan Beach Block 1 Lots 16 & 17; Block 2 Lots 9 thru 18; Block 3 Lots 1 thru 14; Block 4 Lots 1 thru 36; Block 5 Lots 1 thru 6; Block 6 Lots 1 thru 20; Block 7 Lots 27 thru 37; Sheridan Beach No. 2 Block 2 Lots 14 thru 17, Sheridan Heights Blocks 1 Lots 1 thru 15; Block 2 Lots 1 thru 22; Block 3 Lots 1 thru 4; Block 4 Lots 8 thru 16; Block 5 Lots 1 thru 6; Block 6 Lots 8 thru 13; Block 8 Lots 10, 11 & 12; Sheridan Heights No. 2 Block 9 Lots 1 thru 7; Block 10 Lots 1 & 2, Petits Lake Washington Acre Tracts Block 61 Lot A and Tax Lots No. 60 and 65 in Section 10, Township 26 North, Range 4 East, W.M. shall be improved by the conversion of existing overhead electric and communication facilities to underground facilities and the conversion of existing street lighting facilities to ornamental street lighting facilities which are to be served from underground electrical facilities.

All of the above improvements are to be paid for by assessments computed on the basis of equal assessments for each buildable lot within the districts.

Section 3. There is hereby established a road improvement district in King County to be known and designated as King County Road Improvement District No. 52, which district shall include all the property abutting upon the streets and avenues to be improved; said district being more particularly described as follows:

Beginning at the Southwest corner of Lot A, Block 61 of PETITS LAKE WASHINGTON ACRE TRACTS (Vol. 11-99); thence Northwesterly to the point of intersection of the South line of the plat of SHERIDAN BEACH (Vol. 30-5) and the West Right-of-Way margin of the Northern Pacific Railroad; thence West along said South line of SHERIDAN BEACH to the Southwest corner thereof; thence across Bothell Way to the Southeast corner of SHERIDAN HEIGHTS (Vol. 33-33); thence West along the South line of SHERIDAN HEIGHTS to the Southerly extension of the West line of Lot 13, Block 6 of SHERIDAN HEIGHTS: thence North along said extension and the West line of Lot 13 and the West line of Lots 12, 11, 10, 9 & 8 to the Northern most corner of Lot 8; thence across NE 162nd Street to the Southwest corner of Lot 16 Block 4 of said SHERIDAN HEIGHTS: thence Northerly along the West line of Lots 9 through 16 of said Block 4 to the Southeast corner of Lot 8; thence Westerly along the South line of Lot 8 to the Southwest corner thereof; thence across 37th Avenue NE to the Southeast corner of Lot 10, Block 8 of SHERIDAN HEIGHTS; thence Westerly along the South line of Lot 10 to the West line of said Lot 10; thence Northeasterly along the Northwesterly line of Lots 10, 11 & 12 to the Northern most corner of Lot 12; thence continuing Northeasterly to the point of intersection of the North Right of Way margin of NE 165th Street and the East Right of Way margin of 36th Avenue NE; thence Northerly along the East Right of Way margin of 36th Avenue NE a distance of 150 feet; thence Easterly along a line 150 feet Northerly of and parallel to the Northern Right of Way margin of NE 165th Street to the West Right of Way margin of 39th Avenue NE; thence across 39th Avenue NE to the Northern most corner of Lot 2, Block 10 SHERIDAN HEIGHTS NO. 2 (Vol. 44-2); thence Easterly along the North line of said Lot 2 to the Eastern most corner thereof; thence across Bothell Way to the Northern most corner of Lot 18, Block 2 of the plat of SHERIDAN BEACH: thence Easterly along the North line of said Lot 18 to the Northern most corner of Lot 16; thence Northerly along a line to the Western most corner of Lot 14; thence Northerly along the Westerly line of Lots 9 through 14 to the

Northern most corner of Lot 9; thence Easterly along the Northern line of Lot 9 to the West Right of Way margin of 41st Avenue NE; thence along a straight line to the Northwest corner of Lot 14, Block 2 SHERIDAN BEACH NO. 2 (Vol. 33-9); thence Easterly along the Northern line of said Lot 14 to the Western most corner of Lot 16; thence Northerly along the Westerly line of Lots 16 and 17 to the Northern most corner of Lot 17; thence Southerly along the Easterly line of Lot 17 to the Eastern most corner thereof; thence across Lake Shore Blvd. to a point on the Southeasterly Right of Way margin of Lake Shore Blvd. 20 feet Northeasterly of the Northern most corner of Lot 27, Block 7 SHERIDAN BEACH; thence Southeasterly along a line 20 feet Northeasterly of and parallel to the Northeasterly line of Lot 27 to a staking line along the shore line of Lake Washington said line as shown on the King County Assessor map; thence Southerly along said staking line to the South line of Lot A, Block 61; thence West along the South line of said Lot A to the Southwest corner thereof and the point of beginning.

Section 4. The acting Director of Department of Public Works, Utilities and Transportation is hereby directed to contract with the City of Seattle, Department of Lighting and Pacific Northwest Bell Telephone Company to convert the existing overhead electric and communication facilities to underground facilities and convert the existing street lighting facilities to ornamental street lighting facilities which are to be served from underground electrical facilities, and when the contract therefor shall have been let by the County Council and exact costs are known, said Director of Department of Public Works, Utilities and Transportation is further directed to prepare and file with the Clerk of the King County Council an Assessment Roll for that portion of the entire cost and expense of said improvements to the assessed against the property included in the assessment district herein before established.

Section 5. The estimated cost and expense of said improvement is \$97,785.00. It is hereby declared by the Council that the total cost and expense shall be borne by and assessed against the property included in the assessment district herein established. The assessments shall be paid in ten (10) equal annual installments.

Section 6. There shall be and is hereby created in the office of the Department of Finance, two funds of the County to be known and designated as "King County Road Improvement District No. 52 Construction Fund" and "King County Road Improvement District No. 52 Bond Fund" respectively.

All moneys collected by the Department of Finance upon any assessments levied for the installation of said improvement shall be placed in the said construction fund during the thirty (30) day period allowed for payment of such assessment without penalty or interest, and shall be placed in the said bond fund thereafter. Payment shall be made on the basis of the assessment roll prepared by the Department of Public Works, Utilities and Transportation subject to adjustment after completion of Hearing on said Roll.

The office of the King County Auditor is hereby directed and authorized to issue interest bearing warrants against King County Road Improvement District No. 52 Construction Fund to pay construction costs pending the redemption of said warrants after the bond sale. The interest rate of said interest bearing warrants shall be fixed at 6 per cent per annum.

Bonds of said improvement district bearing interest at the rate not to exceed 8 per cent per annum, payable on or before twelve (12) years from date of issuance, shall be sold in the amount sufficient to redeem all outstanding warrants against aforesaid construction fund for that portion of the cost and expenses of the installation of said improvement to be assessed against the property within the district after determining the amount of such assessments paid within the thirty (30) day period allowed for payment of assessment without penalty or interest.

PASSED this 18th day of August 1969.

KING COUNTY COUNCIL

John T. O'Brien
(Chairman)

ATTEST:

Ray Alan
(Clerk of the Council)

ACTING

APPROVED this 22 day of August 1969

John D. Spellman
John D. Spellman, County Executive

JLD/JBB:jh
8-8-69