

ORDINANCE NO. 6079

AN ORDINANCE creating King County Road Improvement District No. 88 for undergrounding of overhead wiring along N.E. 175th Street in the Woodinville Area.

PREAMBLE:

Pursuant to King County Motion No. 5484, a public hearing was held on July 26, 1982, 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. 5484 have been satisfied.

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

SECTION: 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. 88" (hereinafter "RID 88"). Said District shall include all the territory described as follows: all properties in a strip of land 430 feet in width being 215 feet on each side of the centerline of Northeast 175th Street lying westerly of the west margin of 140th Avenue Northeast and southeasterly of the southeasterly margin of the Northern Pacific Railroad Right-of-Way.

EXCEPT that portion lying westerly of the west line of the east 702 feet of the NE 1/4 of the SE 1/4 of Section 9, Township 26 North, Range 5 E., W.M., less State Highway.

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1           EXCEPT: East 264 feet of the South 330 feet of  
 2                           the SE 1/4 of the NE 1/4 of Section 9,  
 3                           Township 26 North, Range 5 E., W.M.,  
 4                           less County roads.  
 5                           (Second Exception also known as the  
 6                           Woodinville Cemetery).

7           SECTION 2: It is hereby found that the plan for improvement  
 8 or construcion in RID 88 is feasible and that the benefits to be  
 9 derived therefrom by the property within said District, together  
 10 with the amount of any King County road fund participation, exceed  
 11 the cost and expense of the formation of said District and the  
 12 contemplated construction or improvement therein.

13           SECTION 3: The following-described street, which is wholly  
 14 within RID 88, shall be improved by the conversion of existing  
 15 overhead electric and communication facilities to underground  
 16 facilities (which improvements are hereinbefore and hereinafter  
 17 referred to as the "Project"):

18                           Northeast 175th Street lying westerly  
 19                           of the West margin of 140th Avenue  
 20                           Northeast and southeasterly of the  
 21                           southeasterly margin of the Northern  
 22                           Pacific Railroad Right-of-Way.

23           SECTION 4: The costs and expenses of accomplishing the  
 24 project are now estimated to be \$ 320,289.90.

25           The costs and expenses of work to be done within the  
 26 right-of-way will be borne by and assessed against the property  
 27 within the Boundary of RID 88. The final amount of said costs and  
 28 expense will be determined after the project has been completed.

29           It is further the intention of the Council that the property  
 30 owners share of the costs and expenses shall be computed based on  
 31 the zone and termini method of assessment.  
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1           The final amount of the assessment against each parcel of  
2 property within RID 88 shall be dependent upon the final total of  
3 such costs and expenses incurred in accomplishing the Project and  
4 shall, upon confirmation of the assessment roll by the Council,  
5 become a lien against each such parcel of land within RID 88.  
6 Such assessments may be paid in full thereafter or at the option  
7 of the owner thereof, in twenty equal, annual and consecutive  
8 installments, together with interest on the diminishing principal  
9 at a rate which is one-half (1/2) of one percent (1%) higher than  
10 the net effective interest rate on the bonds, which will be sold  
11 to pay the cost of the improvements within RID 88 per annum plus a  
12 penalty of ten percent on the principal amount of any delinquent  
13 installment plus ten percent of all the then accrued and unpaid  
14 interest on the principal balance of the assessment. The amount  
15 of the final assessment, together with interest and provisions for  
16 penalty, shall, upon confirmation of the assessment roll by the  
17 Council, become a lien upon each lot or building site within RID  
18 88 from the time said assessment roll is placed in the hands of  
19 the Comptroller for collection.

20           SECTION 5: The Director of the Department of Public Works  
21 and Transportation is hereby authorized and directed to contract  
22 with the necessary parties for the design and construction of the  
23 Project. When the Project has been completed and all the costs  
24 and expenses are known or can be predicted with reasonable  
25 accuracy, said Director is further authorized and directed to  
26 prepare and file with the Clerk of the King County Council a final  
27 assessment roll setting forth that portion of the total costs and  
28 expenses of the Project to be assessed against all the property  
29 within RID 88 and the amount to be assessed against each lot or  
30 building site.

1            SECTION 6: There is hereby created on the books of the King  
2 County Comptroller two funds of the County, to be designated as  
3 the "King County Road Improvement District No. 88 Construction  
4 Fund" and the "King County Road Improvement District No. 88 Bond  
5 Fund", respectively.

6            All moneys collected by the Comptroller upon any assessment  
7 levied on property within RID 88 for the accomplishment of the  
8 Project shall be placed in the said Construction Fund during the  
9 thirty-day period allowed for payment of such assessment without  
10 penalty or interest, and shall be placed in the said Bond Fund  
11 thereafter. Moneys in said Funds shall be used for no other  
12 purpose than the payment of costs and expenses of accomplishing  
13 the Project and the payment of the principal of or interest on  
14 warrants drawn upon or bonds issued against said Funds.

15           SECTION 7: The Office of the Comptroller, Accounting  
16 Section, is hereby authorized and directed to issue  
17 interest-bearing warrants against the King County Road Improvement  
18 District No. 88 Construction Fund to pay costs and expenses of  
19 accomplishing the Project pending the redemption of said warrants  
20 with bonds issued for such purpose. Said warrants shall bear  
21 interest at a rate, not exceeding the maximum allowable rate as  
22 specified in RCW 36.88.330, as shall be determined by said  
23 Comptroller.

24           The following confirmation of the assessment roll by the  
25 Council and expiration of the thirty-day period for payment of  
26 assessments without penalty or interest, the Council will  
27 authorize the issuance of bonds sufficient in amount to redeem all  
28 the then outstanding warrants drawn against the RID 88  
29 Construction Fund and to pay all other unpaid costs and expenses  
30 of accomplishing the Project.

1            SECTION 8: "Costs and expenses of accomplishing the  
 2 Project," as used herein and in any subsequent ordinance relating  
 3 to RID 88, shall mean those costs and expenses described in RWC  
 4 36.88.300, as follows: (1) The cost of all of the construction  
 5 or improvement authorized in RID 88, including that portion of the  
 6 construction or improvement within the limits of any street or  
 7 road intersection, space, or spaces; (2) the estimated costs and  
 8 expenses of all engineering and surveying necessary to be done by  
 9 the County engineer or under his direction or by such other  
 10 engineer as may be employed by the County Council; (3) the cost of  
 11 all advertising, mailing, and publishing of all notices; and (4)  
 12 the cost of legal service and any other expenses incurred by King  
 13 County for RID 88 or in the formation thereof, or by said District  
 14 in connection with such construction of improvement and in the  
 15 financing thereof, including the issuance of bonds.

16            INTRODUCED AND READ for the first time this 14th day of

17            June, 19 82.

18            PASSED this 26th day of July, 19 82.

19            KING COUNTY COUNCIL  
20            KING COUNTY, WASHINGTON

21            Lois North  
22            Chairman

23            ATTEST:

24            Dorothy M. Owens  
25            DEPUTY Clerk of the Council  
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27            APPROVED this 4th day of AUGUST, 19 82.

28            Randy Revell  
29            King County Executive  
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