

ORDINANCE NO. 9509

AN ORDINANCE creating King County Road Improvement District No. 119 for street lights in the plat of Wildberry, in King County, Washington.

PREAMBLE:

Pursuant to King County Motion No. 7937, a public hearing was held on June 25, 1990, 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. 7937 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. 119" (hereinafter "RID 119").

Said district shall include all the territory described as follows:

that area within the plat of Wildberry as recorded in Volume 149 page 94-96 King County record of plats.

SECTION 2: It is hereby found that the plan for improvement of construction of RID 119 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 119 are hereby ordered to be improved by providing the installation, electric energy, maintenance and operation to street lights:

South 233rd Place, South 234th Place, 94th Court South and 95th Court South all within the plat of Wildberry.

Said improvements are hereafter sometimes referred to collectively as the "project."

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33

1            SECTION 4: The total cost and expense of the project which is to be  
2            borne by all of the property owners within RID 119 is now estimated to be  
3            \$28.34 per lot for the first year and \$23.34 per lot for each succeeding  
4            year. Actual assessments may vary from assessment estimates so long as  
5            those actual assessments do not exceed a figure equal to the increased true  
6            and fair value the improvement adds to the property. These costs are based  
7            on a King County office of finance fee of \$5.00 per account to be assessed  
8            the first year, a King County department of public works fee of \$1.50 per  
9            account per year and a Puget Sound Power & Light Company fee of \$23.34 per  
10           month per light. The final amount of said costs and expense to be borne by  
11           said property owners will be determined each year, will be assessed against  
12           the benefited private property within the district, with such assessment  
13           levied on the basis of equal assessment for each platted building lot. The  
14           assessments shall become due and payable during the thirty (30) day period  
15           succeeding the date of the first publication of such notice and annually  
16           thereafter each succeeding payment of approximately \$23.34 for each of the  
17           accounts or lots shall be due on the anniversary date of said publication  
18           date. Unpaid assessments after the thirty day period shall be declared  
19           delinquent. All delinquent accounts shall bear a penalty of ten percent  
20           (10%) per annum and said penalty shall be included and be a part of the  
21           assessment lien. Collection on delinquent accounts shall be enforced in the  
22           manner provided by law.

23           The second and succeeding annual maintenance assessment will be based  
24           on the actual cost of providing energy, operation and maintenance charges of  
25           Puget Sound Power & Light Company. Prior to the second and succeeding  
26           annual maintenance assessment, a budget for Road Improvement District No.  
27           119 will be submitted to the county executive for approval. Upon approval of  
28           the annual budget for Road Improvement District No. 119 the second and suc-  
29           ceeding annual maintenance assessment shall be due and payable on the anni-  
30           versary date of said publication date described herein. Past due annual  
31           assessments shall be declared delinquent. All delinquent accounts shall  
32           bear a penalty of ten percent (10%) per annum and said penalty shall be  
33           included and be a part of the assessment lien.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33

SECTION 5: There is hereby created on the books of the King County office of finance a fund for the county to be designated as the "King County Road Improvement District No. 119, Operation and Maintenance Fund." All monies collected by the office of finance upon any assessments levied for the energy, operation and maintenance of said district shall be placed in said Operation and Maintenance Fund. Payment shall be made on the basis of the maintenance assessment roll prepared by the department of public works, subject to adjustment after completion of the hearing on said roll.

SECTION 6: The director of the department of public works is hereby directed to negotiate with Puget Sound Power & Light Company for providing the installation, electric energy, operation and maintenance of the street lights and is further directed to prepare and file with the King County council 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 2nd day of April, 1990.

PASSED this 25<sup>th</sup> day of June, 1990.

KING COUNTY COUNCIL  
KING COUNTY, WASHINGTON

Lois North  
Chair

ATTEST:

Gerald A. Peterson  
Clerk of the Council

APPROVED this 6<sup>th</sup> day of July, 1990.

Russ Taylor  
for King County Executive