CITY OF BELLEVUE, WASHINGTON

RESOLUTION NO. 9670

A RESOLUTION authorizing the execution of documents necessary to release a portion of an existing water easement located at 2812 116th Avenue NE, which has been declared surplus to the City's needs and is no longer required for providing continued public utility service; the granting and recording of such release being deemed in the best interest of the public.

WHEREAS, RCW 35.94.040 and Bellevue City Code (BCC) 4.32.070 provide that whenever a city determines by resolution of its legislative authority, that any lands, property, or equipment originally acquired for public utility purposes is surplus to the city's needs and is not required for providing continued public utility service, then such legislative authority by resolution and after a public hearing may cause such lands, property, or equipment to be leased, sold, or conveyed; and

WHEREAS, pursuant to BCC 4.32.070, such resolution shall state the fair market value and such other terms and conditions for such disposition as the Council deems to be in the best public interest; and

WHEREAS, the fair market value of said easement is estimated to be $64,700; and

WHEREAS, the easement was conveyed to the City at no cost and as a result no compensation is required for relinquishment; and

WHEREAS, on September 3, 2019, by Resolution No. 9651, Council declared a portion of an existing water easement, (as legally described in Attachment A) as surplus to the City’s needs and no longer required for providing continued public utility service; and

WHEREAS, Council held a public hearing on October 21, 2019, as the required prerequisite to authorizing relinquishment of the utility easements; and

WHEREAS, Council finds that the relinquishment of a portion an existing water easement bearing King County Recording Number 6719104, located on the property at 2812 116th Avenue NE in Bellevue, Washington, is deemed in the best interest of the public; now, therefore,

THE CITY COUNCIL OF THE CITY OF BELLEVUE, WASHINGTON, DOES RESOLVE AS FOLLOWS:

RESOLUTION NO. 9670
Section 1. The City Manager or his designee is hereby authorized to execute documents necessary to relinquish a portion of an existing water easement bearing King County Recording Number 6719104, located on the property at 2812 116th Avenue NE in Bellevue, Washington (as legally described in Attachment A).

Passed by the City Council this ___ day of OCTOBER, 2019, and signed in authentication of its passage this ___ day of OCTOBER, 2019.

Attest:

Charmaine Arredondo, City Clerk

John Chelminiak, Mayor
ATTACHMENT A

PARCEL DESCRIPTION/EASEMENT FOR WATER PIPELINE AS RECORDED UNDER RECORDING NUMBER 6719104:


BEGINNING AT THE SOUTHWEST CORNER OF THE ABOVE DESCRIBED PROPERTY THENCE N01°22'48"E A DISTANCE OF 97.34 FEET TO A POINT HEREBEFORER REFERRED TO AS POINT "A" THENCE N87°52'25"E A DISTANCE OF 88.84 FEET; THENCE S48°58'05"E A DISTANCE OF 92.17 FEET TO THE TRUE POINT OF BEGINNING, THENCE N88°45'10"E A DISTANCE OF 118.15 FEET; THENCE S87°01'50"E, A DISTANCE OF 65.50 FEET; THENCE S77°28'50"E, A DISTANCE OF 218.00 FEET MORE OR LESS, TO THE SOUTH BOUNDARY OF SAID PROPERTY AND THE TERMINUS OF THIS PORTION OF SAID EASEMENT.

AND A STRIP OF LAND 20 FEET IN WIDTH, THE CENTER LINE OF SAID STRIP BEING THE FOLLOWING DESCRIBED LINE:

BEGINNING AT POINT "A": HERINBEFORE DESCRIBED, THENCE S01°22'48"W A DISTANCE OF 10.00 FEET TO THE TRUE POINT OF BEGINNING; THENCE N87°52'25"E, A DISTANCE OF 88.84 FEET; THENCE S48°58'05"E, A DISTANCE OF 92.17 FEET TO THE TERMINUS OF THIS PORTION OF SAID EASEMENT.

LEGAL DESCRIPTION OF RELINQUISHMENT AREA:

THAT PORTION OF THE ABOVE DESCRIBED PARCEL/EASEMENT AREA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE INTERSECTION OF THE SOUTH LINE OF THE SOUTH HALF OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 21, TOWNSHIP 25 NORTH, RANGE 05 EAST, W.M. AND THE EAST MARGIN OF 116TH AVE NE BEING 30.00 FEET EAST OF THE WEST LINE OF SAID SOUTHWEST QUARTER; THENCE ALONG SAID EAST MARGIN, N01°23'12"E, 97.36 FEET AND THE TRUE POINT OF BEGINNING OF THIS RELINQUISHMENT AREA; THENCE LEAVING SAID EAST MARGIN ALONG THE NORTH LINE OF THE ABOVE DESCRIBED PARCEL/EASEMENT AREA N87°52'49"E, 92.18 FEET; THENCE S48°57'41"E, 92.27 FEET; THENCE N88°45'34"E, 114.73 FEET; THENCE S87°01'26"E, 65.50 FEET; THENCE S77°28'26"E, 265.14 FEET TO THE SOUTH LINE OF THE SOUTH HALF OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 21; THENCE LEAVING SAID NORTH LINE ALONG SAID SOUTH LINE N88°15'54"W, 81.21 FEET TO A POINT HEREBEFORER REFERRED TO AS POINT "B"; THENCE LEAVING SAID SOUTH LINE N77°44'04"W, 168.83 FEET; THENCE S01°46'28"W, 30.86 FEET TO SAID SOUTH LINE; THENCE ALONG SAID SOUTH LINE N88°15'54"W, 196.70 FEET;
THENCE LEAVING SAID SOUTH LINE N01°44'06"E, 22.05 FEET;
THENCE N48°57'41"W, 96.32 FEET;
THENCE S87°52'49"W, 85.50 FEET TO SAID EAST MARGIN;
THENCE ALONG SAID EAST MARGIN N01°23'12"E, 20.04 FEET;

TOGETHER WITH THE FOLLOWING DESCRIBED PORTION:

COMMENCING AT THE AFOREMENTIONED POINT "B";
THENCE ALONG SAID SOUTH LINE N88°15'54"W, 82.07 FEET TO A POINT HEREINAFTER REFERRED TO AS POINT "C" AND THE POINT OF BEGINNING OF THIS PORTION;
THENCE CONTINUING ALONG SAID SOUTH LINE N88°15'54"W, 68.94 FEET;
THENCE LEAVING SAID SOUTH LINE N01°46'28"E, 12.81 FEET;
THENCE S77°44'04"E, 70.11 TO THE AFOREMENTIONED POINT "C".

RELINQUISHMENT AREA CONTAINING 16,928 SQFT MORE OR LESS

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