

CITY OF BELLEVUE, WASHINGTON

RESOLUTION NO. 9397

A RESOLUTION authorizing execution of documents necessary to release a portion of a water easement located at 4229 West Lake Sammamish Pkwy SE (Sunset Elementary School) that has been declared partially 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 \$9,000; 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 March 5, 2018, by Resolution No. 9373, Council declared a portion of the water easement (as legally described and depicted 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 April 2, 2018, as the required prerequisite to authorizing relinquishment of the utility easements; and

WHEREAS, Council finds that the relinquishment of a portion of the water easement located 4229 West Lake Sammamish Pkwy SE (Sunset Elementary School) in Bellevue, Washington, bearing King County Recording Number 9012060479, as legally described and depicted in Attachment A, is in the best interest of the public; now, therefore,

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

Section 1. The City Manager or his designee is hereby authorized to execute documents necessary to relinquish a portion of a water easement located at 4229 West Lake Sammamish Pkwy SE (Sunset Elementary School) in Bellevue, Washington, bearing King County Recording Number 9012060479, as legally described and depicted in Attachment A.

Passed by the City Council this _____ day of _____, 2018,
and signed in authentication of its passage this _____ day of _____,
2018.

(SEAL)

John Chelminiak, Mayor

Attest:

Kyle Stannert, City Clerk

ATTACHMENT A

LEGAL DESCRIPTION FOR PROPOSED AMENDMENT TO THE EXISTING WATER MAIN EASEMENT ACROSS SUNSET ELEMENTARY SCHOOL PROPERTY, ISSAQUAH SCHOOL DISTRICT No. 411 AS RECORDED UNDER AUDITOR FILE NO. 9012060479, COUNTY OF KING, STATE OF WASHINGTON.

COMMENCING AT POINT "D" OF THE ABOVE MENTIONED RECORDED EASEMENT; THENCE ALONG THE COURSE BETWEEN SAID POINT "D" AND POINT "E" OF SAID RECORDED EASEMENT N72°36'56"E, 116.57' TO THE TRUE POINT OF BEGINNING OF THE AMENDED SECTION OF THE WATERLINE EASEMENT, SAID AMENDED SECTION BEING FIFTEEN (15.00) FEET IN WIDTH, HAVING FIVE (7.50) FEET ON EACH SIDE OF THE FOLLOWING DESCRIBED CENTERLINES;
THENCE LEAVING SAID COURSE BETWEEN POINT "D" AND POINT "E" N16°00'58"E, 62.13 FEET;
THENCE S78°53'39"E, 108.73 FEET TO A POINT ON SAID COURSE BETWEEN SAID POINT "D" AND SAID POINT "E" THAT IS S72°36'56"W, 63.20 FEET FROM SAID POINT "E" AND THE TERMINUS OF THIS CENTERLINE.

AMENDED AREA CONTAINING 2,314 SQUARE FEET ±

THE ABOVE DESCRIBED AMENDED SECTION OF WATERLINE EASEMENT SUPERSEDES AND RELINQUISHES THAT PORTION OF THE EXISTING WATERLINE EASEMENT RECORDED UNDER AUDITOR FILE NO. 9012060479 THAT FALLS BETWEEN THE AMENDED SECTION SIDELINES.

