

CITY OF BELLEVUE, WASHINGTON

RESOLUTION NO. 9638

A RESOLUTION authorizing the execution of documents necessary to release an existing water easement located at 2221 120th 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 easements are estimated to be \$14,000; 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 June 3, 2019, by Resolution No. 9601, Council declared the existing water easement (as legally described on 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 July 15, 2019, as the required prerequisite to authorizing relinquishment of the utility easement; and

WHEREAS, Council finds that the relinquishment of the water easement bearing King County Recording Number 20000302001673 located on the property at 2221 120<sup>th</sup> 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:

Section 1. The City Manager or his designee is hereby authorized to execute documents necessary to relinquish the existing water easement bearing King County Recording Number 20000302001673, located on the property at 2221 120<sup>th</sup> Avenue NE in Bellevue, Washington (as legally described on Attachment A).

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

(SEAL)

\_\_\_\_\_  
John Chelminiak, Mayor

Attest:

\_\_\_\_\_  
Charmaine Arredondo, City Clerk

## ATTACHMENT A

A STRIP OF LAND 15.00 FEET IN WIDTH BEING 7.50 FEET ON EACH SIDE OF THE FOLLOWING DESCRIBED CENTERLINE;  
COMMENCING AT THE NORTHWEST CORNER OF SECTION 28, TOWNSHIP 25 NORTH, RANGE 5 EAST, W.M.;  
THENCE SOUTH 88°37'39" EAST 1,274.33 FEET TO THE NORTHERLY PROJECTION OF THE WESTERLY MARGIN OF 120TH AVENUE NORTHEAST AS RECORDED UNDER KING COUNTY RECORDING NO. 7603150464;  
THENCE SOUTH 01°12'00" WEST ALONG SAID WESTERLY MARGIN 470.00 FEET;  
THENCE CONTINUING SOUTH 01°12'00" WEST ALONG SAID WESTERLY MARGIN 184.27 FEET TO THE TRUE POINT OF BEGINNING;  
THENCE NORTH 87°59'27" WEST 13.75 FEET;  
THENCE NORTH 00°21'10" EAST 17.02 FEET TO THE TERMINUS OF SAID STRIP;

THE SIDELINES OF THIS EASEMENT SHALL BE SO SHORTENED OR LENGTHENED SO AS TO MEET AT ANGLE POINTS;

THE SIDELINES OF THIS EASEMENT, AT THE TRUE POINT OF BEGINNING, SHALL BE SO SHORTENED OR LENGTHENED SO AS TO TERMINATE AT SAID WESTERLY MARGIN OF 120TH AVENUE NORTHEAST.