

CITY COUNCIL REGULAR SESSION

Resolution authorizing the execution of documents necessary to convey limited access rights adjacent to I-90 within the Eastgate area of Bellevue to the Washington State Department of Transportation.

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Transportation Department

EXECUTIVE SUMMARY

This Resolution will authorize the execution of documents necessary to convey limited access rights adjacent to I-90 within the Eastgate area of Bellevue to the Washington State Department of Transportation.

RECOMMENDATION

Move to adopt Resolution No. 9767

BACKGROUND/ANALYSIS

In the late 1970's, the Washington State Department of Transportation (WSDOT) widened I-90 through Bellevue. As a part of their project, WSDOT acquired property rights to build the local frontage roads on the north and south sides of the freeway (Eastgate Way and SE 36th/SE 37th Street). Following construction, WSDOT conveyed ownership of the frontage roads to the City of Bellevue in 1979 by a Quitclaim Deed recorded under King County recording number 7908020742.

At the time of the conveyance, it was standard practice for WSDOT to convey the "limited access rights" to the local agencies along with the frontage roads. Limited access rights are the rights to control access onto state highways, i.e. the right to preclude adjacent roads, driveways and sidewalks from entering directly onto the freeway. The limited access rights for the I-90 frontage roads were included in the 1979 deed to the City.

In the 1990's, WSDOT changed their practices such that they now retain ownership of the limited access rights along their freeways.

As part of the Mountains to Sounds Greenway Trail project, the City of Bellevue needs to obtain lease rights from WSDOT to construct portions of the trail inside the I-90 right of way. As part of their review of this lease, WSDOT identified that the City still has ownership of the limited access rights conveyed by the 1979 deed. WSDOT has made it a condition of the lease agreement that the City convey these rights back to WSDOT.

The proposed conveyance of the limited access rights has been reviewed by Transportation Department staff and they have determined that it is not necessary for these rights to be retained by the City as it is now standard practice for WSDOT to retain and manage the limited access rights.

If approved, the City will execute a quitclaim deed that will transfer the limited access rights along I-90 from approximately Richards Road to the easterly end of SE Eastgate Way and SE 37th Street. Note that this deed will not transfer any parcels or fee-ownership of property; the proposed transfer only involves the rights of limited access along the existing boundary between the I-90 right of way and the frontage roads.

POLICY & FISCAL IMPACTS

Policy Impact

Bellevue City Code 4.32.060 states that any sale of real property shall be submitted to Council for approval.

Fiscal Impact

Conveying these limited access rights has no fiscal impact to the City because they were conveyed to the City at no cost and these rights are no longer managed by the City.

OPTIONS

1. Adopt the Resolution authorizing the execution of documents necessary to convey limited access rights adjacent to I-90 within the Eastgate area of Bellevue to the Washington State Department of Transportation.
2. Do not adopt the Resolution and provide alternative direction to staff.

ATTACHMENTS & AVAILABLE DOCUMENTS

- A. 1979 Quitclaim deed with depiction of limited access rights
- B. Vicinity Map
- C. Copy of the proposed Quit Claim Deed
Proposed Resolution No. 9767

AVAILABLE IN COUNCIL LIBRARY

Copy of the proposed Quit Claim Deed