

CITY OF BELLEVUE, WASHINGTON

ORDINANCE NO. 6584

AN ORDINANCE approving with conditions the rezone application Permit File No. 21-100101-LQ (100 Bellevue Way SE Rezone) ; rezone of a split-zoned .87-acre parcel located at 100 Bellevue Way SE from Downtown Mixed Use (DT-MU) and Office (O) to Downtown Mixed Use (DT-MU).

WHEREAS, on January 5, 2021, the City of Bellevue received an application to rezone a split-zoned .87-acre parcel located at 100 Bellevue Way SE (the Property) from Downtown Mixed Use (DT-MU) and Office (O) to Downtown Mixed Use (DT-MU); and

WHEREAS, the legal description of the Property is attached hereto as Exhibit A and by this reference incorporated herein; and

WHEREAS, the City published public notice of the application on February 11, 2021 and held a public meeting on the application on March 3, 2021; and

WHEREAS, on May 20, 2021, the Hearing Examiner for the City of Bellevue held a public hearing on the rezone application pursuant to notice required by law; and

WHEREAS, on June 3, 2021, the Hearing Examiner recommended approval of the rezone application, subject to a condition of approval recommended by the Hearing Examiner and the City's Development Services Department; and

WHEREAS, the Hearing Examiner, as part of her recommendation of approval, made and entered findings of fact and conclusions of law in support of the recommendation and the condition of approval contained therein; and

WHEREAS, no timely appeal of the Hearing Examiner's June 3, 2021 recommendation has been filed; and

WHEREAS, the City Council concurs with the findings of fact, conclusions of law, and condition of approval recommended by the Hearing Examiner, and Council has determined that the public use and interest will be served by approving the rezone application; and

WHEREAS, the Environmental Coordinator for the City of Bellevue determined that this rezone is the same proposal evaluated in connection with the Comprehensive Plan Amendment (CPA) for the Property, File No. 20-102643-AC and approved by Ordinance 6558, and the City has adopted the October 8, 2020

Determination of Non-significance issued for the CPA pursuant to WAC 197-11-600(4)(a); and

WHEREAS, the City has complied with the requirements of the State Environmental Policy Act, chapter 43.21C RCW and WAC 197-11-600, and the City's Environmental Procedures Code, chapter 22.02 BCC; and

WHEREAS, on July 12, 2021, City staff presented information on this rezone application at the Council's regular meeting; now, therefore,

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

Section 1. The City Council adopts the findings of fact, conclusions of law, and condition of approval made and entered by the Hearing Examiner in support of the recommendation to the City Council regarding the Property as set forth in the Findings of Fact, Conclusions of Law and Recommendation of the Hearing Examiner "In the Matter of the Application For a Rezone of a Parcel Split-Zoned Downtown Mixed Use (DT-MU) and Office (O) to Downtown Mixed Use (DT-MU) for the Entire Parcel", Permit File No. 21-100101-LQ.

Section 2. The Property is legally described in Exhibit A, which is attached hereto and by this reference fully incorporated herein, and is hereby rezoned from Downtown Mixed Use (DT-MU) and Office (O) to Downtown Mixed Use (DT-MU), subject to the condition recommended by the Hearing Examiner.

Section 3. Effective Date. This Ordinance shall take effect and be in force five (5) days after adoption and legal publication.

Passed by the City Council this _____ day of _____, 2021
and signed in authentication of its passage this _____ day of _____,
2021.

(SEAL)

Lynne Robinson, Mayor

Approved as to form:

Kathryn L. Gerla, City Attorney

Attest:

Charmaine Arredondo, City Clerk

Published _____

EXHIBIT A
Legal Description for 100 Bellevue Way SE, Bellevue, WA 98004

LOTS 13, 14 AND 15, MAXWELTON BRAES, ACCORDING TO THE PLAT THEREOF RECORDED IN VOLUME 21 OF PLATS, PAGE 80, IN RECORDS OF KING COUNTY, WASHINGTON;

EXCEPT THEREFROM THE NORTH 20 FEET OF SAID LOT 13 CONVEYED TO KING COUNTY FOR STREET BY DEED RECORDED UNDER RECORDING NO. 1712114.

SITUATE IN THE COUNTY OF KING, STATE OF WASHINGTON.