AN ORDINANCE of the City Council of the City of Kent, Washington, amending Ordinance No. 2244 to change the scope and cost of the improvements in Local Improvement District No. 301.

WHEREAS, by Resolution No. adopted April 5, 1982, the City Council declared its intention to amend Ordinance No. 2244, which created Local Improvement District No. 301 (the "District"), by changing the scope of work and cost of the construction and installation of the improvements within the District, and fixed May 3, 1982, at 8:00 p.m., local time, in the Council Chambers in the City Hall as the time and place for hearing all matters relating to the proposed amendment and improvements, and all objections therefor, and for determining the method of payment for that improvement; and

WHEREAS, the Public Works Director of the City caused an estimate to be made of the cost and expense of the proposed amended improvement and certified that estimate to the City Council, together with all papers and information in his possession touching the proposed improvement, a description of the new boundaries of the District, a statement of what portion of the cost and expense of the improvement should be borne by the property within the District, a statement in detail of the local improvement assessments outstanding or unpaid against the property within the District, and a statement of the aggregate actual valuation of the real estate, including 25% of the actual valuation of the improvements in the District, according to the valuation last placed upon it for the purpose of general taxation; and

WHEREAS, that estimate is accompanied by a diagram of the proposed improvement showing thereon the lots, tracts, parcels of land, and other property which will be specially benefited by the proposed improvement and the estimated cost and expense thereof to
be borne by each lot, tract and parcel of land or other property; and

WHEREAS, due notice of the above hearing was given in the manner provided by law, and the hearing was held by the City Council on the date and at the time above mentioned, and all objections to the proposed amendment were duly considered and overruled by the City Council and all persons appearing at such hearing and wishing to be heard were heard; and

WHEREAS, the City Council has determined it to be in the best interests of the City that the amended improvements as herein-after described be carried out; NOW, THEREFORE,

THE CITY COUNCIL OF THE CITY OF KENT, WASHINGTON, DO ORDAIN as follows:

Section 1. Section 1 of Ordinance No. 2244 is amended to read as follows:

Section 1. The City Council of the City orders the improvement of the property described in Exhibit A, attached hereto and by this reference made a part hereof, by the construction and installation of certain road, underground power, street lighting, sewer and water main improvements on South 252nd Street, the Kent Kangley Road, and within that Exhibit A property, as described in Exhibit B, attached hereto and by this reference made a part hereof.

All of the foregoing shall be in accordance with the plans and specifications therefor prepared by the City's consulting engineer and Public Works Department.

The City reserves the right to make changes in such improvement as long as such changes do not materially affect the purpose of the improvement.

Section 2. Section 2 of Ordinance No. 2244 is amended to read as follows:

There is created and established a local improvement district to be called "Local Improvement District No. 301 of the
Section 3. Section 3 of Ordinance No. 2244 is amended to read as follows:

The total estimated cost and expense of the improvement is declared to be $755,030. Approximately $743,633 of the cost of the improvement shall be borne by and assessed against the property specially benefited by such improvement to be included in Local Improvement District No. 301 embracing as near as may be all property specially benefited by such improvement and described in Exhibit A. The remainder of the cost of the improvement shall be paid by the City from other money legally available therefor.

Section 4. Section 5 of Ordinance No. 2244 is amended to read as follows:

Section 5. Local improvement district warrants shall be issued in payment of the cost and expense of the improvements herein ordered to be assessed, such warrants to be paid out of the "Local Improvement Fund, District No. 301," hereinafter created and referred to as the "Local Improvement Fund," to bear interest from the date thereof at a rate to be hereafter fixed by ordinance not to exceed the limit which by law the City may legally pay and to be redeemed in cash, and/or by local improvement district bonds, or note in lieu of bonds, herein authorized to be issued, such interest-bearing warrants to be hereafter referred to as "Revenue Warrants."

The City is authorized to issue local improvement bonds or note in lieu of bonds for the District which shall bear interest at a rate to be hereafter fixed by ordinance, shall be payable on or before twelve (12) years from the date of issuance, the life of the improvement ordered being not less than the term of the bonds, and shall be issued in exchange for and in redemption of any and all Revenue Warrants issued hereunder and not redeemed in cash within a period of not to exceed sixty (60) days after the
first publication by the Supervisor of Treasury Accounting of notice that the assessment roll for Local Improvement District No. 301 is in her hands for collection. The bonds or note in lieu of bonds shall be redeemed by the collection of special assessments to be levied and assessed against the property within the District, payable in ten (10) equal installments, with interest at a rate to be hereafter fixed by ordinance not to exceed the limit which by law the City may legally pay, under the mode of "payment of bonds," or "note in lieu of bonds." as defined by law and the ordinances of the City. In the case of default in payment of any assessment when the same shall become due, there shall be added interest at a rate to be hereafter fixed by ordinance not to exceed the limit which by law the City may legally collect and a penalty of 12% which shall also be collected. The exact form, amount, date, interest rate and denominations of the local improvement district bonds shall be hereafter fixed by ordinance of the City Council. The bonds shall be sold in such manner as the City Council shall hereafter determine. The warrants shall be sold as needed at such interest rate or rates. not to exceed 16% per annum, to be negotiated by the Director of Finance.

PASSED by the City Council and APPROVED by the Mayor of the City of Kent, Washington, at a regular open public meeting thereof, this 17th day of May, 1982.

ATTEST:

Deputy City Clerk

FORM APPROVED:

City Attorney
PASSED the 17th day of May, 1982.
APPROVED the 18th day of May, 1982.
PUBLISHED the 23rd day of May, 1982.

I hereby certify that this is a true copy of Ordinance No. 2346, passed by the City Council of the City of Kent, Washington, and approved by the Mayor of the City of Kent as hereon indicated.

Betty Gray (SEAL)
BETTY GRAY, DEPUTY CITY CLERK
LEGAL DESCRIPTION

Beginning at the Northeast corner of the Northwest quarter of the Northwest quarter of the Southwest quarter of Section 20, Township 22 North, Range 5 East, W.M., in King County, Washington; thence Southerly along the Easterly boundary of said subdivision to the Southerly margin of S.E. 248th Street, this being the TRUE POINT OF BEGINNING, thence Westerly along said Southerly margin to the Westerly margin of 100th Avenue S.E., thence Southerly along the Westerly margin thereof a distance of 94.5 feet; thence Westerly parallel to the Southerly margin of S.E. 248th Street to a point lying 135.00 feet East of the West line of Tract 33 of R. O. Smith's Orchard Tracts to Kent, as recorded in Volume 12 of Plats, Page 27, in King County, Washington; thence in a Southeasterly direction to a point which lies a distance of 190.00 feet South of the North line of said lot and 142.00 feet East of the West line of said lot; thence West to a point on the Westerly margin of said Lot 33 lying 183.00 feet South of the Northwest corner of said Lot 33; thence Southerly along said Westerly boundary to the Southerly boundary of said Lot 33; thence Westerly along the Southerly boundary of the North quarter of the Southeast quarter of Section 19, Township 22 North, Range 5 East, W.M., in King County, Washington, to the Northeast corner of Tract 42 of said R. O. Smith's Orchard Tracts, thence Southerly along the Easterly margin of said Tract 42 a distance of 250.31 feet; thence Westerly at right angles to the Easterly line of said Tract 42 to the Northeasterly margin of Kent Kangley Road (also known as Canyon Drive) thence Southeasterly along said Northeast corner of the Northwest quarter of the Southeast quarter of the Southeast quarter of said Section 19; thence Easterly along the Southerly boundary of the Northwest quarter of the Southeast quarter of the Southeast quarter of said Section 19, to the Westerly boundary of the Northeast quarter of the Southeast quarter of said Section 19, thence Northerly along said Westerly boundary to the Northwest corner of the South half of the Northeast quarter of the Southeast quarter of said section; thence Easterly along the Northerly boundary of the South half of the Northeast quarter of the Southeast quarter of the Southeast quarter of said section to the Easterly boundary of said South half, thence Northerly along the Easterly boundary of the North half of the Northeast quarter of the Southeast quarter of the Southeast quarter of said Section 19 to the Northeast corner of said North half, thence Easterly along the Southerly boundary of the Southwest quarter of the Northwest quarter of the Southwest quarter of said Section 20 to the Easterly boundary of the West half of the Northwest quarter of the Southwest quarter of said Section 20, thence Northerly along the Easterly boundary of said West half to the TRUE POINT OF BEGINNING.
LEGAL DESCRIPTION

See Exhibit "A" attached and made a part hereto.

STREET IMPROVEMENTS

Description: Widening and/or reconstructing and extending street. New improvements to consist of 36-foot wide asphalt pavement, concrete curb and gutter, concrete sidewalks, storm drainage and retention, underground power and street lighting.

(All dimensions are approximate and are from center of intersection or street)

<table>
<thead>
<tr>
<th>ON</th>
<th>FROM</th>
<th>TO</th>
</tr>
</thead>
<tbody>
<tr>
<td>S. 252nd Street</td>
<td>Intersection with Kent Kangley Road</td>
<td>Approximately 1000 Feet East.</td>
</tr>
</tbody>
</table>

Also widening of Kent Kangley Road to include left and right turn lanes, underground power and street lighting.

<table>
<thead>
<tr>
<th>ON</th>
<th>FROM</th>
<th>TO</th>
</tr>
</thead>
<tbody>
<tr>
<td>Kent Kangley Road</td>
<td>Intersection with S. 252nd Street</td>
<td>Approximately 400 feet Northwest and Southeast of intersection with S. 252nd Street.</td>
</tr>
</tbody>
</table>
**SANITARY SEWER**

Description: Includes sewer construction on S. 252nd Street with stubs to the adjacent properties

(All dimensions are approximate and are from center of intersection or street)

<table>
<thead>
<tr>
<th>SIZE</th>
<th>ON</th>
<th>FROM</th>
<th>TO</th>
</tr>
</thead>
<tbody>
<tr>
<td>8&quot;</td>
<td>S. 252nd St.</td>
<td>430 Feet East of Kent Kangley Road</td>
<td>940 Feet East of Kent Kangley Road</td>
</tr>
</tbody>
</table>

**WATERMAIN**

Description: Includes installation of a watermain throughout the project area including stubs to the adjacent properties.

(All dimensions are approximate and are from center of intersection or street)

<table>
<thead>
<tr>
<th>SIZE</th>
<th>ON</th>
<th>FROM</th>
<th>TO</th>
</tr>
</thead>
<tbody>
<tr>
<td>8&quot;</td>
<td>S. 252nd St.</td>
<td>430 Feet East of Kent Kangley Road</td>
<td>690 Feet East of Kent-Kangley Road</td>
</tr>
<tr>
<td>10&quot;</td>
<td>S. 252nd St.</td>
<td>690 Feet East of Kent Kangley Road</td>
<td>1040 Feet East of Kent Kangley Road</td>
</tr>
<tr>
<td>10&quot;</td>
<td>Easement</td>
<td>S. 252nd, 1040 Ft. East of Kent Kangley Road</td>
<td>655 Feet North of S. 252nd St. 300 Feet West of 100th Ave.</td>
</tr>
<tr>
<td>10&quot;</td>
<td>Easement</td>
<td>655 Feet North of S. 252nd St. and 300 Feet West of 100th Ave.</td>
<td>100th Ave., 670 Feet South of S. 248th St.</td>
</tr>
<tr>
<td>10&quot;</td>
<td>100th Ave.</td>
<td>670 Feet South of S. 248th Street</td>
<td>S. 248th St.</td>
</tr>
<tr>
<td>10&quot;</td>
<td>Easement</td>
<td>S. 252nd St. 690 Feet East of Kent Kangley Road</td>
<td>South to Kent Kangley Rd.</td>
</tr>
<tr>
<td>10&quot;</td>
<td>Kent Kangley Rd.</td>
<td>650 Feet Southeasterly of S. 252nd St. (Realigned)</td>
<td>740 Feet Southeasterly of S. 252nd St. (Realigned)</td>
</tr>
</tbody>
</table>