AN ORDINANCE of the City of Kent, Washington, relating to land use and zoning, providing for the rezoning of property located approximately 750 feet south of W. Meeker Street between the Green River on the west, 64th Avenue S. extended to the east, and S.R. 516 right-of-way on the south in King County, Washington, from RA, Residential Agricultural, to MR-M, Medium Density Multi-family Residential.

WHEREAS, the Hearing Examiner held a public hearing to consider the rezone of the area described in attached Exhibit A, incorporated by this reference, on August 11, 1981 and September 9, 1981; and

WHEREAS, the applicant requested that the property be rezoned from RA, Residential Agricultural, to MR-M, Medium Density Multi-family Residential; and

WHEREAS, the Hearing Examiner recommended conditional approval of the rezone in the Findings, Conclusions, and Recommendations for the Trans Canadian Enterprises Limited Rezone; and

WHEREAS, at its meeting on November 2, 1981, the Kent City Council considered the Hearing Examiner's Findings, Conclusions, and Recommendations and added the additional condition that W. Meeker Street improvement be under construction before the issuance of any building permits; and

WHEREAS, upon such amendments to the Hearing Examiner's Findings, Conclusions, and Recommendations the City Council approved the rezone with seven conditions; and
WHEREAS, the applicant has met the specific conditions of the rezone or entered into agreements legally obligating itself to meet the remaining conditions as a condition attached to the development permit that must be complied with prior to the issuance of an occupancy permit; and

WHEREAS, the City Council finds that such agreements meet with the Council's intent on the conditions of the rezone approval; NOW, THEREFORE,

THE CITY COUNCIL OF THE CITY OF KENT, WASHINGTON DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. The Findings, Conclusions, and Recommendations of the Hearing Examiner as set forth in the Trans Canadian Enterprises Limited Rezone, Findings and Recommendations of the Hearing Examiner for the City of Kent, which is on file with the Kent City Clerk, are hereby adopted and the Findings, Conclusions, and Recommendations are concurred with for this site with the amended condition as required by the City Council at its November 2, 1981 meeting.

Section 2. The conditions set forth above have been met or agreements for meeting those conditions have been entered into that comply with the intent of the City Council.

Section 3. Zoning for this site, generally located approximately 750 feet south of Meeker Street between the Green River on the west, the S.R. 516 right-of-way on the south, and 64th Avenue S. (extended to the east), and legally described in attached Exhibit A, incorporated by this reference, is hereby changed from RA, Residential Agricultural, to MR-M, Multi-family Residential Medium Density.

Section 4. Any act consistent with the authority and prior to the effective date of this ordinance is hereby ratified and confirmed.
Section 5. Effective Date. This ordinance shall take effect and be in force five (5) days from and after its passage, approval and publication as provided by law.

ATTEST:

Marie Jensen, City Clerk

APPROVED AS TO FORM:

Sandra Driscoll, City Attorney

PASSED the 5 day of April, 1988.

APPROVED the 6 day of " , 1988.

PUBLISHED the 8 day of April, 1988.

I hereby certify that this is a true copy of Ordinance No. 2775, passed by the City Council of the City of Kent, Washington, and approved by the Mayor of the City of Kent as hereon indicated.

Marie Jensen, City Clerk

(SEAL)
EXHIBIT "A"

That portion of Sections 23 and 26, Township 22 North, Range 4 East, W.M., in King County, Washington, described as follows:

Beginning at a point of intersection of the west boundary line of C.C. Thompson Donation Claim in said Section 23 and the south line of Meeker Avenue, marked by a round concrete monument 6 inches in diameter two feet long set two feet in the ground; THENCE west along the south marginal line of said Meeker Avenue, 30 feet to a like monument; THENCE south on a line parallel with and 30 feet west from west boundary line of said Thompson Donation Claim, a distance of 756.55 feet to a point marked by a like monument; THENCE west 996.8 feet to a like monument; THENCE south 35.3 feet to the point marked by a like monument; THENCE continuing on same course south 50 feet, more or less, to the waterline of the right bank of White River; THENCE in a southerly, southeasterly, easterly and northeasterly direction along said water line of White River, 4900 feet, more or less, to the west boundary line of said Thompson Donation Claim in said Section 23; THENCE north along said west boundary line of said Donation Claim, 40 feet, more or less, to a point on the said right bank marked by a like monument; THENCE north on the west boundary line of Thompson Donation Claim, 1774.98 feet to the point of beginning; EXCEPT that portion thereof condemned by the State of Washington in King County Superior Court Cause Number 747572; EXCEPT that portion conveyed by Goodnews Bay Mining Company to the City of Kent by deed recorded under Recording Number 6221635.