AN ORDINANCE of the City of Kent, Washington, providing for the acquisition of an easement for street purposes over certain properties in order to improve, alter and widen 77th Avenue South; providing for the payment thereof as a cost of the City's Local Improvement District No. 335; and providing for the condemnation of such property rights as necessary therfor; all of said properties located within the South one-half of Section 1, Township 22 North, Range 4 East, W.M. in King County, Washington.

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

Section 1. The City of Kent ("City") authorizes the acquisition by condemnation of the following described real property located in King County, Washington, together with all rights, privileges and other property pertaining thereto (hereinafter, the "Property"):

(Parcel No. 124123)

Lot 11 and the east 75.8 feet of Lot 12, O'Brien Station Garden Tracts Number 2, according to the plat thereof recorded in Volume 15 of Plats, page 66, in King County, Washington.

Section 2. The public convenience, use and necessity demand that the City condemn, appropriate, take and damage the Property for street purposes, which purposes shall include all...
acts necessary to complete the improvement, alteration and widening of 77th Avenue South as designated in the City’s Local Improvement District No. 335, including improvements for drainage, curbs and gutters, sidewalks, landscaping, illumination, signal improvements, electrical facilities, utility adjustments and relocations and any other street or municipal purposes that may become necessary from time to time on the Property.

Section 3. The City shall condemn the Property only after just compensation has first been made or paid into court for the owner or owners in the manner prescribed by law.

Section 4. The City shall pay for the entire cost of the acquisition by condemnation provided for in this Ordinance through the City’s Local Improvement District No. 335, or from any of the City’s general funds, if necessary, as may be provided by law.

Section 5. The City authorizes and directs the City Attorney to commence those proceedings provided by law that are necessary to condemn the Property. In conducting the condemnation proceedings, the City authorizes the City Attorney to enter into stipulations in order to minimize damages, which stipulations may include, but not be limited to, size and dimensions of the Property condemned, construction easements and other property interests.

Section 6. Any acts consistent with the authority and prior to the effective date of this Ordinance and ratified and confirmed.
Section 7. This Ordinance shall take effect and be in force thirty (30) days from and after its passage, approval and publication as provided by law.

DAN KELLEHER, MAYOR

ATTEST:

BRENDA JACOBER, DEPUTY CITY CLERK

APPROVED AS TO FORM:

ROGER A. LUBOVICH, CITY ATTORNEY

PASSED the 5 day of March, 1991.
APPROVED the 6 day of March, 1991.
PUBLISHED the 8 day of March, 1991.

I hereby certify that this is a true copy of Ordinance No. 2967, passed by the City Council of the City of Kent, Washington, and approved by the Mayor of the City of Kent as hereon indicated.

BRENDA JACOBER, DEPUTY CITY CLERK