AN ORDINANCE of the City of Kent, Washington, providing for the acquisition of an easement for street purposes over certain property in order to improve, alter and widen the intersection of 108th Avenue Southeast and Southeast 260th Street; providing for the payment thereof out of any of the City's Capital Improvement Funds; and providing for the condemnation of such property rights as necessary therefor; said properties located within Section 29, Township 22 North, Range 5 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 one parcel of real property, Parcel No. 151730, located in King County, Washington and legally described as follows:

The south 130.00 feet of the east 160.00 feet of the NE quarter of the NW quarter of Section 29, Township 22 North, Range 5 East, W.M., in King County, Washington. except any portions thereof in public R/W. (hereinafter, the "Property").

Section 2. The public convenience, use and necessity demand that the City condemn the Property in order to acquire an easement for street purposes, which purposes shall include all acts necessary to complete the improvement, alteration and widening of the intersection of 108th Avenue Southeast and Southeast 260th Street, 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 from the City's Capital Improvement Funds or, if necessary, any of the City's general funds, 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, construction easements and other property interests.

Section 6. 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 6 day of August, 1991.
APPROVED the 7 day of August, 1991.
PUBLISHED the 9 day of August, 1991.

I hereby certify that this is a true copy of Ordinance No. 2988, 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
BRENDAL JACOBER, DEPUTY CITY CLERK