ORDINANCE NO. 3009

AN ORDINANCE of the City of Kent, Washington, providing for the acquisition of an easement for sewerage system purposes over certain property for the installation, construction, repair, maintenance, alteration and improvement of a sewer system as provided for under the City's Local Improvement District No. 338; providing for the payment thereof out of the City's capital improvement funds; and providing for the condemnation of such property rights as necessary therefor; all of said properties located within King County, Washington.

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 (hereinafter, the "Property"):

Lot 33, Westview Terrace Division Number 3, according to the plat thereof recorded in Volume 74 of Plats, pages 19 and 20, in King County, Washington.

Section 2. The public convenience, use and necessity demand that the City condemn the Property in order to acquire an easement for sewerage system purposes, which purposes shall include all acts necessary to complete the installation, construction, maintenance, repair, alteration or improvement
of said sewerage system, along with any other sewerage system 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 Local Improvement District No. 338, 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 condemned, 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 JACOB, DEPUTY CITY CLERK

APPROVED AS TO FORM:

ROGER A. LUBOVICH, CITY ATTORNEY

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

I hereby certify that this is a true and correct copy of Ordinance No. 3007, 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 JACOB, (SEAL) DEPUTY CITY CLERK