

RESOLUTION 1865

A RESOLUTION OF THE CITY OF NORTH BEND, WASHINGTON, APPROVING A DEVELOPMENT AGREEMENT BETWEEN THE CITY AND NORTH BEND ASSOCIATES, L.L.C. AND AUTHORIZING THE MAYOR TO EXECUTE THE SAME

WHEREAS, North Bend Associates, L.L.C. (Developer) owns or controls King County Tax Parcel No. 142308-9136, 142308-9135, and 142308-9132, located within the City; and

WHEREAS, the Developer has proposed to revise the site plan as approved on November 14, 2017 by removing three (3) townhouse apartment buildings fronting on SE 136th Street and increasing the nine flat buildings from ten (10) units each to twelve (12) units each (the “Project”); and

WHEREAS, additional details of the changes to the project are conditioned within the Development Agreement; and

WHEREAS, the Washington State Legislature has authorized the execution of a development agreement between a local government and a person having ownership or control of real property within its jurisdiction (RCW 36.70B.170(1)); and

WHEREAS, a development agreement must set forth the development standards and other provisions that shall apply to, govern, and vest the development, use and mitigation of the real property for the duration specified in the agreement (RCW 36.70B.170(1)); and

WHEREAS, a development agreement must be approved by ordinance or resolution after a public hearing pursuant to RCW 36.70B.200; and

WHEREAS, following a public hearing held on December 13, 2018 before the City’s Planning Commission, the City of North Bend and Developer now desire to enter into a Development Agreement;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF NORTH BEND, WASHINGTON, DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. The City hereby approves the Development Agreement Between the City of North Bend and North Bend Associates L.L.C for the River Run Apartments attached hereto as Exhibit A, in a final form and content as acceptable to the City Attorney, and authorizes the Mayor to execute the same.

**PASSED BY THE CITY COUNCIL OF THE CITY OF NORTH BEND,
WASHINGTON, AT A REGULAR MEETING THEREOF, THIS 22ND DAY OF
JANUARY, 2019.**

CITY OF NORTH BEND:

APPROVED AS TO FORM:

Kenneth G. Hearing, Mayor

Eileen Keiffer, City Attorney

ATTEST/AUTHENTICATED:

Effective: January 22, 2019

Posted: January 23, 2019

Susie Oppedal, City Clerk