

ORDINANCE NO. 2019-07-022

AN ORDINANCE ACCEPTING THE DONATION OF REAL PROPERTY AND IMPROVEMENTS KNOWN AS THE RUSTON WAY STORMWATER FACILITY

WHEREAS, Bellingham Municipal Code ("BMC") 4.90.020 provides that City Council may, by ordinance, accept any real property donated, devised or bequeathed to the City of Bellingham (the "City"); and

WHEREAS, Toad Creek Vista Homeowners Association is the owner of a stormwater facility situated upon a .25 acre parcel of real property located in the vicinity of Ruston Way and Mt. Baker Highway in Bellingham, Washington, which is legally described and depicted in Exhibit A hereto (the "Property"); and

WHEREAS, Toad Creek Vista Homeowners Association has offered to donate the Property to the City; and

WHEREAS, City Council has determined that acceptance of the Property is consistent with the City's ownership and management of other stormwater facilities throughout the City; and

WHEREAS, City Council has further determined that it is in the best interests of the City to accept the Property to ensure proper maintenance of the stormwater facility.

NOW, THEREFORE, THE CITY OF BELLINGHAM DOES HEREBY ORDAIN AS FOLLOWS:

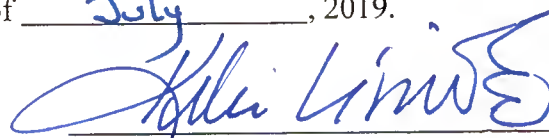
Pursuant to BMC 4.90.020, the City hereby accepts the donation of the Property, as legally described and depicted in Exhibit A hereto. Said donation shall be by deed approved by the Office of the City Attorney.

PASSED by the Council this 15th day of July, 2019.



Daniel Hammill, Council President

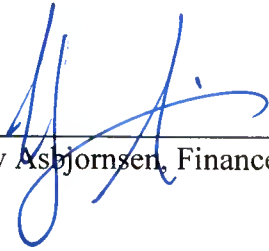
APPROVED by me this 25th day of July, 2019.



Kelli Linville, Mayor

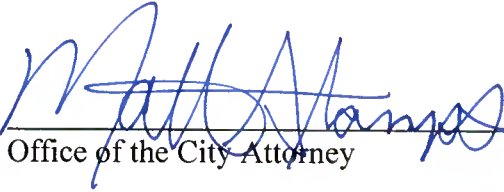
City of Bellingham
City Attorney
210 Lottie Street
Bellingham, Washington 98225
360-778-8270

ATTEST:



Andy Ashjornsen, Finance Director

APPROVED AS TO FORM:



Office of the City Attorney

Published:

July 19, 2019

City of Bellingham
City Attorney
210 Lottie Street
Bellingham, Washington 98225
360-778-8270

Exhibit A

STORM WATER DETENTION OPEN SPACE, PLAT OF TOAD CREEK VISTA, ACCORDING TO THE PLAT THEREOF, RECORDED ON NOVEMBER 29, 2001, UNDER AUDITOR'S FILE NO. 2011104385, RECORDS OF WHATCOM COUNTY, WASHINGTON.

SITUATE IN WHATCOM COUNTY, WASHINGTON.

[See location map attached.]



RUSTON WAY STORMWATER FACILITY DONATION - .25 ACRES -

