



Legislation Details (With Text)

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Type: Ordinance **Status:** Passed

File created: 6/14/2022 **In control:** Transportation, Economy, and Environment Committee

On agenda: **Final action:** 6/28/2022

Enactment date: 7/14/2022 **Enactment #:** 19461

Title: AN ORDINANCE authorizing the King County executive to sign an interagency agreement between King County, a political subdivision of the state of Washington, and the city of Kirkland, a municipal corporation in the state of Washington, regarding the design, construction, operation and maintenance of a new crossing over the Eastrail Corridor.

Sponsors: Claudia Balducci

Indexes: Agreement, Executive, King County, Kirkland, City of, Washington, State of

Code sections:

Attachments: 1. Ordinance 19461, 2. A. Use Agreement between King County, by and through the Parks and Recreation Division of its Department of Natural Resources and Parks, and the City of Kirkland for the Construction of a Crossing at 134th Court NE Extended, dated June 15, 2022, 3. A. Use Agreement between King County, by and through the Parks and Recreation Division of its Department of Natural Resources and Parks, and the City of Kirkland for the Construction of a Crossing at 134th C, 4. 2022-0224 transmittal letter, 5. 2022-0224 Fiscal Note, 6. 2022-0224 Legislative Review Form, 7. 2022-0224_SR_Eastrail Kirkland Use Agreement, 8. 2022-0224_AMD1_Balducci bar tr, 9. 2022-0224_RevisedSR_Eastrail Kirkland Use Agreement, 10.

| Date | Ver. | Action By | Action | Result |
|-----------|------|--|--|--------|
| 6/28/2022 | 1 | Metropolitan King County Council | Passed | Pass |
| 6/21/2022 | 1 | Transportation, Economy, and Environment Committee | Recommended Do Pass Substitute Consent | Pass |
| 6/14/2022 | 1 | Metropolitan King County Council | Introduced and Referred | |

Clerk 06/07/2022

AN ORDINANCE authorizing the King County executive to sign an interagency agreement between King County, a political subdivision of the state of Washington, and the city of Kirkland, a municipal corporation in the state of Washington, regarding the design, construction, operation and maintenance of a new crossing over the Eastrail Corridor.

STATEMENT OF FACTS:

1. King County and the city of Kirkland are owner jurisdictions of portions of the Eastrail

Corridor.

2. Subject to easements by other entities, which are Puget Sound Energy, Sound Transit and the King County department of natural resources and parks, wastewater treatment division, the city owns portions of the corridor within the city limits, and the county owns portions of the corridor that are located both outside and within the city limits.
3. Lee Johnson Chevrolet dealership has purchased parcels of property for the new location of its dealership adjacent to the portion of the Eastrail Corridor owned by the county.
4. The new dealership location requires access across the county owned portion of the corridor at 134th Court NE for business to be conducted.
5. The city wishes to enter a thirty-year renewable use agreement with the county for the design, construction, operation and maintenance of the crossing.
6. The city will reimburse the county up to \$600,000 for costs associated with rail removal and construction of an interim, gravel trail where the Eastrail Corridor connects with the city's Willows Road Connector project.
7. The city understands, acknowledges, and agrees that the corridor is part of an interstate freight corridor that has been "railbanked" subject to interim trail use under the National Trails System Act, also known as the Rails-to-Trails Act, 16 U.S.C. §1247(d) and 49 C.F.R. §1152.29.
8. The city understands that as a result of the corridor's railbanked status, interstate freight service may be reactivated, which may result in the demolition, destruction, removal or relocation of improvements at the city's expense.

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

SECTION 1. The King County executive is hereby authorized to enter into a use agreement between King County and the city of Kirkland, substantially in the form of Attachment A to this ordinance, for the construction, operation and maintenance of a crossing over the Eastrail

Corridor at 134th Court NE.