

ORDINANCE NO. 3198

AN ORDINANCE OF THE CITY OF LONGVIEW, WASHINGTON RELATING TO THE ACQUISITION BY EMINENT DOMAIN OF CERTAIN REAL PROPERTY WITHIN THE CITY LIMITS OF LONGVIEW, WASHINGTON NECESSARY FOR THE CONSTRUCTION AND MAINTENANCE OF A SEWER PUMP STATION; PROVIDING FOR THE CONDEMNATION, APPROPRIATION AND TAKING OF THE REAL PROPERTY; PROVIDING THE MODE OF PAYMENT OF COST OF ACQUISITION OF THE PROPERTY AND DIRECTING THE INITIATION OF APPROPRIATE PROCEEDINGS IN THE MANNER PROVIDED BY LAW FOR SUCH CONDEMNATION.

WHEREAS, the acquisition by the City of Longview of the real property located at 721 32nd Avenue in Longview, and more particularly described in Section 1 below is necessary for the construction and maintenance of a new sewer pump station in order to replace an aging pump station located adjacent to said real property; and

WHEREAS, the City of Longview City staff has explored alternative locations to the construction of the sewer at the real property located at 721 32nd Avenue, and has found no feasible alternatives to acquisition and construction of a new sewer pump station at said real property; and

WHEREAS, the City has attempted to negotiate with the property owners to obtain the property but has not been successful in its efforts at negotiation to this date; and

WHEREAS, the City Council finds that the public health, safety, necessity and convenience require that the new sewer pump station construction project be undertaken and in order to carry out the project it is necessary at this time for the City to acquire interests and rights to the properties described herein;

NOW THEREFORE, The City Council of the City of Longview do ordain as follows:

Section 1. The real property located at 721 32nd Avenue in Longview, and more particularly described as: **SUB: AP 7 BLK: 41 LOT: 1A-2, LOT: 1B; SECT, TWN, RNG: 32-8N-2W PARCEL NO: 0876901**, is necessary for the construction of a new sewer pump station within the city limits of Longview, and is hereby condemned, appropriated and taken for such public purpose, subject to the making or paying of just compensation to the owners thereof in the manner provided by law.

Section 2. The cost and expense of acquiring said real property shall be paid for out of the City of Longview Sewer Construction fund.

Section 3. The City Manager is hereby authorized and directed to begin and prosecute action and proceedings in the manner provided by law to condemn, purchase, appropriate, take and otherwise acquire the real property and other property rights and privileges necessary to carry out the purposes of this Ordinance.

Section 4. This Ordinance shall be in full force and effect from and after five (5) days from the date of its passage and publication as provided by law.

Passed by the City Council this ____ day of _____, 2012.

Approved by the Mayor this ____ day of _____, 2012.

MAYOR

ATTEST:

City Clerk

APPROVED AS TO FORM:

City Attorney

Published: _____