



Legislation Text

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File #: 2008-0427, Version: 1

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Clerk 08/05/2008

A MOTION authorizing amendments to restrictive covenants and conditions recorded under file number 8507170958, as requested by the Nicholson Place Homeowner's Association.

WHEREAS, a Declaration of Nicholson Place, Restrictive Covenants and Conditions ("RC&Cs"), was recorded with the King County recorder's office on July 17, 1985, under recorder's file number 8507170958, and

WHEREAS, Articles 9.1 and 9.3 of the RC&Cs provide that the RC&Cs may be amended upon the written consent of at least seventy-five percent of the owners and "the consent of the King County Council," and

WHEREAS, Article VI of the RC&Cs provide that a nonprofit corporation having powers and obligations under the RC&Cs would be organized, and the Nicholson Place Homeowner's Association ("Nicholson Place HOA"), a Washington nonprofit corporation, warrants and represents that it is the association subject to the RC&Cs, and

WHEREAS, the Nicholson Place HOA warrants and represents that it has collected the written consent of at least seventy-five percent of the owners for an amendment to Article 5.4 of the RC&Cs; this amendment is Attachment A to this motion, and

WHEREAS, the Nicholson Place HOA warrants and represents that is collecting the written consent of at least seventy-five percent of the owners for an amendment to Articles 9.1 and 9.3 of the RC&Cs; this amendment is Attachment B to this motion, and

WHEREAS, the King County council does not desire to have its consent required for future amendments to the RC&Cs and consents to deletion of any requirement that the King County council provide its consent to an amendment to the RC&Cs; and

NOW, THEREFORE, BE IT MOVED by the Council of King County:

The amendments to Article 5.4 and Articles 9.1 and 9.3 of RC&Cs, recorded under file 8507170958, are hereby approved as provided in Attachments A and B to this motion; and

The King County council hereby consents to deletion of any requirement that the King County council provide its consent to an amendment to the RC&Cs.