

RESOLUTION R-5138

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND RELINQUISHING ANY INTEREST THE CITY MAY HAVE IN AN UNOPENED RIGHT-OF-WAY AS DESCRIBED HEREIN AND REQUESTED BY PROPERTY OWNER K & D HOMES ENTERPRISES LLC

1 WHEREAS, the City has received a request to recognize that any
2 rights to the land originally dedicated in 1890 as right-of-way abutting
3 a portion of Kirkland Steel Works Addition has been vacated by
4 operation of law; and
5

6 WHEREAS, the Laws of 1889, Chapter 19, Section 32, provide
7 that any county road which remains unopened for five years after
8 authority is granted for opening the same is vacated by operation of law
9 at that time; and
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11 WHEREAS, the area which is the subject of this request was
12 annexed to the City of Kirkland, with the relevant right-of-way having
13 been unopened; and
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15 WHEREAS, in this context it is in the public interest to resolve
16 this matter by agreement,
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18 NOW, THEREFORE, BE IT RESOLVED by the City Council of the
19 City of Kirkland as follows:
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21 Section 1. As requested by the property owner K & D Homes
22 Enterprises LLC, the City Council of the City of Kirkland hereby
23 recognizes that the following described right-of-way has been vacated
24 by operation of law and relinquishes all interest it may have, if any, in
25 the portion of right-of-way described as follows:
26

27 A portion of unopened alley being identified as the south 7.5 feet of
28 the unopened alley abutting the north boundary of the following
29 described property: Lots 11, 12, and 13, Block 11, Kirkland Steel
30 Works Addition, according to the plat thereof recorded in Volume 6 of
31 Plats, page 25, records of King County, Washington; except the west 5
32 feet of Lot 11 and except the east 15 feet of Lot 13.
33

34 Section 2. This resolution does not affect any third party rights
35 in the property, if any.
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37 Passed by majority vote of the Kirkland City Council in open
38 meeting this 21st day of July, 2015

Signed in authentication thereof this 21st day of July, 2015.


MAYOR

Attest:


City Clerk