

RESOLUTION R-5174

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 OWNERS DUANE AND JANICE BUROW

1           WHEREAS, the City has received a request to recognize that any  
2 rights to the land originally dedicated in 1891 as right-of-way abutting  
3 a portion of Supplementary Plat to Kirkland 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:

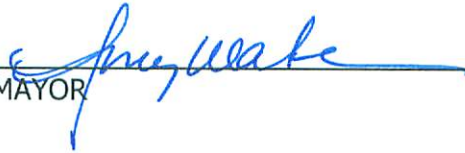
20  
21           Section 1. As requested by the property owners Duane F. Burow  
22 and Janice Burow, the City Council of the City of Kirkland hereby  
23 recognizes that the following described right-of-way has been vacated  
24 by operation of law and relinquishes all interest it may have, if any, in  
25 the portion of right-of-way described as follows:

26  
27           A portion of unopened alley being identified as the south 8 feet of the  
28 unopened alley abutting the north boundary of the following described  
29 property: Lots 28, 29, and 30, Block 242, Supplementary Plat to  
30 Kirkland, as per plat recorded in Volume 8 of Plats, page 5, records of  
31 King County, Washington.

32  
33           Section 2. This resolution does not affect any third party rights  
34 in the property, if any.

35  
36           Passed by majority vote of the Kirkland City Council in open  
37 meeting this 8th day of December, 2015

38  
39           Signed in authentication thereof this 8th day of December, 2015.

  
MAYOR

Attest:

  
City Clerk