RESOLUTION R-5175

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND
RELINQUISHING ANY INTEREST, EXCEPT FOR A UTILITY EASEMENT,
THE CITY MAY HAVE IN AN UNOPENED RIGHT-OF-WAY AS DESCRIBED
HEREIN AND REQUESTED BY PROPERTY OWNER NANCY HOPEN

WHEREAS, the City has received a request to recognize that any rights to the land originally dedicated in 1891 as right-of-way abutting a portion of Supplementary Plat to Kirkland has been vacated by operation of law; and

WHEREAS, the Laws of 1889, Chapter 19, Section 32, provide that any county road which remains unopened for five years after authority is granted for opening the same is vacated by operation of law at that time; and

WHEREAS, the area which is the subject of this request was annexed to the City of Kirkland, with the relevant right-of-way having been unopened; and

WHEREAS, in this context it is in the public interest to resolve this matter by agreement,

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Kirkland as follows:

Section 1. As requested by the property owner Nancy Hopen, the City Council of the City of Kirkland hereby recognizes that the following described right-of-way has been vacated by operation of law and relinquishes all interest it may have, if any, except for a utility easement, in the portion of right-of-way described as follows:

A portion of unopened alley being identified as the north 8 feet of the unopened alley abutting the south boundary of the West 10 feet of Lot 2, all of Lot 3, and the East 20 feet of Lot 4, all in Block 234, Supplementary Plat to Kirkland, according to the plat thereof recorded in Volume 8 of Plats, page 5, records of King County, Washington.

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

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

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

MAYOR

Attest:

City Clerk