

RESOLUTION R-5219

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND RELINQUISHING ANY INTEREST THE CITY MAY HAVE, EXCEPT FOR UTILITY, PEDESTRIAN, AND RIGHT-OF-WAY IMPROVEMENT EASEMENTS IN AN UNOPENED RIGHT-OF-WAY AS DESCRIBED HEREIN AND REQUESTED BY PROPERTY OWNER TRUDEL 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 Lake Avenue Addition to Kirkland has been vacated by  
4 operation of law; and  
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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 Wayne Seminoff  
22 of Trudel LLC, the City Council of the City of Kirkland hereby recognizes  
23 that the following described right-of-way has been vacated by operation  
24 of law and relinquishes all interest it may have, if any, except for utility,  
25 pedestrian, and right-of-way improvement easements, in the portion of  
26 right-of-way described as follows:  
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28 A portion of unopened right-of-way being identified as the north 30 feet  
29 of unopened NE 95th Street ("Jefferson Avenue") abutting the southern  
30 boundary of the following described property: Wetland Area Tract of  
31 Kirkland Short Plat SP 90-77 (Nordby short plat) per Recording  
32 #9206189002; said short plat described as follows: Blocks 17 and 18,  
33 Lake Avenue Addition to Kirkland, as recorded in Volume 6 of Plats, page  
34 86, records of King County Washington; together with adjacent vacated  
35 alleys per Kirkland Vacation Ordinance #3284; less R/R R/W.  
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37           Section 2. This resolution does not affect any third party rights  
38 in the property, if any.

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Passed by majority vote of the Kirkland City Council in open meeting this 1st day of November, 2016

Signed in authentication thereof this 1st day of November, 2016.

  
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MAYOR

Attest:

  
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City Clerk