

RESOLUTION R-5245

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

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

10
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

14
15 WHEREAS, in this context it is in the public interest to resolve
16 this matter by agreement,

17
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 owner Johnson Lux
22 Group 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 a utility
25 easement, in 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: The east 10 feet of Lot 48, and all of Lots 49 and 50, Block
30 239, Supplementary Plat to Kirkland, as per plat recorded in Volume 8
31 of Plats, page 5, records of 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 7th day of March, 2017

38
39 Signed in authentication thereof this 7th day of March, 2017.


MAYOR

Attest:


City Clerk