

RESOLUTION R-5309

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 CHRISTOPHER H. AND CYNTHIA G. PHILLIPS.

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  
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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 City  
19 of Kirkland as follows:  
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21           Section 1. As requested by the property owners Christopher and  
22 Cynthia Phillips, 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 in the  
25 portion of right-of-way described as follows:  
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27           The south 8 feet of the unopened alley, or whatever portion remains for  
28 recognition of possible vacation by this Resolution, abutting the north  
29 boundary of the following described property: Lots 27 and 28 of Block  
30 237, Supplementary Plat to Kirkland, according to the plat thereof,  
31 recorded in Volume 8 of Plats, page 5, in King County, Washington.  
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33           Section 2. This resolution does not affect any third party rights  
34 in the property, if any.  
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36           Passed by majority vote of the Kirkland City Council in open  
37 meeting this 17th day of April, 2018  
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39           Signed in authentication thereof this 17th day of April, 2018.

  
\_\_\_\_\_  
Amy Walen, Mayor

Attest:

  
\_\_\_\_\_  
Kathi Anderson, City Clerk