

RESOLUTION R-5330

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND RECOGNIZING THE VACATION OF AND 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 OWNERS COLIN M. AND JANINE M. CANTRELL.

1 WHEREAS, the City has received a request to recognize that
2 any rights to the lands originally dedicated in 1890 as right-of-way
3 within a portion of the Town of Kirkland plat 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 that remains unopened for five years after
8 authority is granted for opening the same is vacated by operation of
9 law at that time; and

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11 WHEREAS, the area that is the subject of this request was part
12 of the original incorporation of the City of Kirkland in 1905, with the
13 referenced right-of-way having 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 owners Colin and
22 Janine Cantrell, 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 any and all interest it may have,
25 except for a utility easement, in the portion of vacated right-of-way
26 described as follows:

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28 The south 8 feet of the unopened alley, or whatever
29 portion remains for recognition of possible vacation by this
30 Resolution, abutting the north boundary of the following
31 described property: Lots 44 and 45, Block 169, Town of
32 Kirkland, according to the plat thereof recorded in Volume
33 6 of Plats, page 53, records of King County, Washington.

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

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38 Passed by majority vote of the Kirkland City Council in open
39 meeting this 4th day of September, 2018

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Signed in authentication thereof this 4th day of September,
2018.


Amy Walen, Mayor

Attest:


Kathi Anderson, City Clerk