

RESOLUTION R-5332

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 WATER LINE
EASEMENT, IN UNOPENED RIGHTS-OF-WAY AS DESCRIBED HEREIN
AND REQUESTED BY PROPERTY OWNER LAKE WASHINGTON SCHOOL
DISTRICT NO. 414.

1 WHEREAS, the City has received a request to recognize that
2 any rights to the land originally dedicated in 1890 as rights-of-way
3 within portions of Lake Avenue Addition to Kirkland and
4 Supplementary Plat of Central Addition to Kirkland have been vacated
5 by operation of law; and
6

7 WHEREAS, the Laws of 1889, Chapter 19, Section 32, provide
8 that any county road which remains unopened for five years after
9 authority is granted for opening the same is vacated by operation of
10 law at that time; and
11

12 WHEREAS, the area which is the subject of this request was
13 part of the original incorporation of the City of Kirkland in 1905, with
14 the referenced rights-of-way having been unopened; and
15

16 WHEREAS, in this context it is in the public interest to resolve
17 this matter by agreement.
18

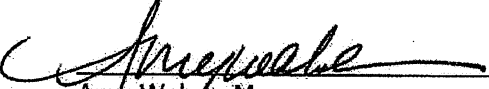
19 NOW, THEREFORE, be it resolved by the City Council of the
20 City of Kirkland as follows:
21

22 Section 1. As requested by the property owner, Lake
23 Washington School District No. 414, the City Council of the City of
24 Kirkland hereby recognizes that the rights-of-way described in Exhibits
25 A and B have been vacated by operation of law, and relinquishes any
26 and all interest it may have in them; except for a water line easement
27 in 15th Avenue (Moreton Avenue) in that vacated right-of-way
28 described in Exhibits A and B.
29

30 Section 2. This resolution does not affect any third party rights
31 in the property, if any.
32

33 Passed by majority vote of the Kirkland City Council in open
34 meeting this 4th day of September, 2018.
35

36 Signed in authentication thereof this 4th day of September,
37 2018.


Amy Walsh, Mayor

Attest:

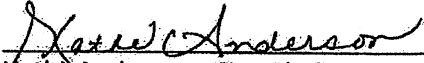

Kathi Anderson, City Clerk

EXHIBIT A**16th Avenue (Harrison Avenue):**

The south 30 feet of unopened 16th Avenue (Harrison Avenue), or whatever portion remains for recognition of possible vacation by this Resolution, abutting the north boundary of the following described property: Lots 3 through 13, Block 12, Lake Avenue Addition to Kirkland, according to the plat thereof recorded in Volume 6 of Plats, Page(s) 86, records of King County, Washington; EXCEPT any portion lying easterly of the westerly line of the right-of-way of the Northern Pacific Railway.

“Alley 1”:

The unopened alley right-of-way, or whatever portion remains for recognition of possible vacation by this Resolution, abutting the following described boundaries of the following described properties: The south boundary of Lots 3 through 13, and the north boundary of Lots 38 through 48; all in Block 12, Lake Avenue Addition to Kirkland, according to the plat thereof recorded in Volume 6 of Plats, Page(s) 86, records of King County, Washington; EXCEPT any portion lying easterly of the westerly line of the right-of-way of the Northern Pacific Railway.

15th Avenue (Moreton Avenue):

The unopened 15th Avenue (Moreton Avenue), or whatever portion remains for recognition of possible vacation by this Resolution, abutting the following described boundaries of the following described properties: the south boundary of lots 38 through 48, Block 12, and the north boundary of lots 2 through 13, Block 13; all in Lake Avenue Addition to Kirkland, according to the plat thereof recorded in Volume 6 of Plats, Page(s) 86, records of King County, Washington; EXCEPT any portion lying easterly of the westerly line of the right-of-way of the Northern Pacific Railway.

“Alley 2” (14th Place):

The unopened alley right-of-way (14th Place) , or whatever portion remains for recognition of possible vacation by this Resolution, abutting the following described boundaries of the following described properties: the south boundary of Lots 2 through 13, and the north boundary of Lots 38 through 50; all in Block 13, Lake Avenue Addition to Kirkland, according to the plat thereof recorded in Volume 6 of Plats, Page(s) 86, records of King County, Washington; EXCEPT any portion lying easterly of the westerly line of the right-of-way of the Northern Pacific Railway.

Arlington Avenue:

The unopened Arlington Avenue, or whatever portion remains for recognition of possible vacation by this Resolution, abutting the following described boundaries of the following described properties: the south boundary of Tract F and the north boundary of Tract G; all in Supplementary Plat of Central Addition to Kirkland, according to the plat thereof recorded in Volume 6 of Plats, page 85, records of King County, Washington.

EXHIBIT A (continued)**“Alley 3”:**

The unopened alley right-of-way, or whatever portion remains for recognition of possible vacation by this Resolution, abutting the following described boundaries of the following described properties: the south boundary of Lots 1 through 25, together with that portion of vacated alley adjoining; and the north boundary of Lots 26 through 50, together with that portion of vacated alley adjoining; all in Lake Avenue Addition to Kirkland, according to the plat thereof recorded in Volume 6 of Plats, Page(s) 86, records of King County, Washington.

“Alley 3A”:

The unopened alley right-of-way, or whatever portion remains for recognition of possible vacation by this Resolution, abutting the following described boundaries of the following described properties: the south boundary of Tract G and the north boundary of Tract H; all in Supplementary Plat of Central Addition to Kirkland, according to the plat thereof recorded in Volume 6 of Plats, page 85, records of King County, Washington.

13th Avenue (Jefferson Avenue):

The unopened 13th Avenue (Jefferson Avenue) , or whatever portion remains for recognition of possible vacation by this Resolution, abutting the following described boundaries of the following described properties: the south boundary of Lots 30 through 50, Block 20; and the north boundary of Lots 1 through 21, Block 21; and the south boundary of Lot 10, Block 19; and the north boundary of Lot 1, Block 22; all in Lake Avenue Addition to Kirkland, according to the plat thereof recorded in Volume 6 of Plats, Page(s) 86, records of King County, Washington; EXCEPT any portion lying easterly of the westerly line of the right-of-way of the Northern Pacific Railway.

“Alley 4”:

The unopened alley right-of-way, or whatever portion remains for recognition of possible vacation by this Resolution, abutting the following described boundaries of the following described properties: the east boundary of Lot 50, Block 20, and the west boundary of lots 6 through 10, Block 19; all in Lake Avenue Addition to Kirkland, according to the plat thereof recorded in Volume 6 of Plats, Page(s) 86, records of King County, Washington; EXCEPT any portion lying easterly of the westerly line of the right-of-way of the Northern Pacific Railway.

“Alley 5”:

The west 8 feet of unopened alley right-of-way, or whatever portion remains for recognition of possible vacation by this Resolution, abutting the east boundary of the following described property: Lot 1, Block 21, Lake Avenue Addition to Kirkland, according to the plat thereof recorded in Volume 6 of Plats, Page(s) 86, records of King County, Washington.

EXHIBIT A (continued)

“Alley 5A”:

The east 8 feet of unopened alley right-of-way, or whatever portion remains for recognition of possible vacation by this Resolution, abutting the west boundary of the following described property: Lots 1 through 10, Block 22, Lake Avenue Addition to Kirkland, according to the plat thereof recorded in Volume 6 of Plats, Page(s) 86, records of King County, Washington; EXCEPT any portion lying easterly of the westerly line of the right-of-way of the Northern Pacific Railway.

“Alley 6”:

The north 8 feet of unopened alley right-of-way, or whatever portion remains for recognition of possible vacation by this Resolution, abutting the south boundary of the following described property: Lots 1 through 21, Block 21, Lake Avenue Addition to Kirkland, according to the plat thereof recorded in Volume 6 of Plats, Page(s) 86, records of King County, Washington.

Exhibit B

