

RESOLUTION R-5337

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND RELINQUISHING ANY INTEREST THE CITY MAY HAVE, EXCEPT FOR A UTILITY EASEMENT, IN UNOPENED RIGHT-OF-WAY AS DESCRIBED HEREIN AND REQUESTED BY PROPERTY OWNERS JANEEN W. RYSEFF AND MARY L. BALDWIN, TRUSTEES OF THE RYSEFF LIVING TRUST.

1 WHEREAS, the City has received a request to recognize that any
2 rights to the lands originally dedicated in 1890 as right-of-way abutting
3 a portion of Lake Avenue Addition to Kirkland, and in 1891 as right-of-
4 way abutting a portion of Supplementary Plat to Kirkland, have been
5 vacated by operation of law; and
6

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

12 WHEREAS, the areas that are the subject of this request were
13 part of the incorporation of the City of Kirkland in 1905, with the relevant
14 right-of-way having been unopened; and
15

16 WHEREAS, in consideration for reimbursing the administrative
17 costs for doing so and granting the City a utility easement in the vacated
18 area the City is willing to recognize the vacation may have occurred.
19

20 NOW, THEREFORE, be it resolved by the City Council of the City
21 of Kirkland as follows:
22

23 Section 1. As requested by the property owners Janeen W.
24 Ryseff and Mary Baldwin, trustees of the Ryseff Living Trust, the City
25 Council of the City of Kirkland hereby recognizes that the following
26 described rights-of-way may have been vacated by operation of law and
27 relinquishes all interest it may have, except for a utility easement, in
28 those portions of rights-of-way described as follows:
29

30 The west 8 feet of the unopened alley abutting the east boundary, or
31 whatever portion remains for recognition of possible vacation by this
32 Resolution; together with the north 8 feet of the unopened alley
33 abutting the south boundary, or whatever portion remains for
34 recognition of possible vacation by this Resolution; said boundaries of
35 the following described property: Lots 1 and 2, Block 28, Lake Avenue
36 Addition to Kirkland, according to the plat thereof, recorded in Volume
37 6 of Plats, page 86, in King County, Washington; together with Lots 8
38 and 9, Block 240, Supplementary Plat to Kirkland, according to the plat
39 thereof, recorded in Volume 8 of Plats, page 5, in King County,
40 Washington.

41
42
43
44
45
46
47
48

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

Passed by majority vote of the Kirkland City Council in open meeting this 2nd day of October, 2018.

Signed in authentication thereof this 2nd day of October, 2018.


Amy Walen, Mayor

Attest:


Kathi Anderson, City Clerk