

ORDINANCE NO. 2308

AN ORDINANCE OF THE CITY OF KIRKLAND VACATING THAT PORTION OF 112TH AVENUE N.E. AND N.E. 58TH STREET LYING WITHIN THE WEST 349.2 FEET OF THE N. 288.04 FEET OF THE SW  $\frac{1}{4}$  OF THE N.E.  $\frac{1}{4}$  OF THE N.E.  $\frac{1}{4}$  OF SEC. 17 TOWNSHIP 25 N., R 5 E.W.M., IN KIRKLAND, KING COUNTY, WASHINGTON.

WHEREAS, Petition has been filed in valid form with the City of Kirkland requesting the vacation of the portion of 112th Avenue N.E. and N.E. 58th Street lying within the West 349.2 feet of the N. 288.04 feet of the SW  $\frac{1}{4}$  of the N.E.  $\frac{1}{4}$  of the N.E.  $\frac{1}{4}$  of Sec. 17 Township 25 N, R 5 E.W.M., in Kirkland, King County, Washington, and

WHEREAS, pursuant to City of Kirkland Resolution No. 2181 concerning environmental policy and the State Environmental Policy Act, an environmental assessment has been submitted to the City, reviewed by the responsible official of the City of Kirkland and a negative declaration reached and said environmental assessment and declaration have been available through its entire review process, and

WHEREAS, by Resolution No. 2344, adopted by the City Council of the City of Kirkland on January 19, 1976, a date was set for public hearing on the proposed street vacation and continued to March 1, 1976 by City Council on February 17, 1976, and

WHEREAS, due and proper notice of said hearing was given in accordance with law, and

WHEREAS, following said public hearing held on the 1st day of March, 1976, a vote of the Council was taken favoring said street vacation. The applicant will not be required to pay to the City 50% of the fair market value on a square foot basis of the vacated City right-of-way due to the applicant proposing to dedicate to the City an area greater than the area to be vacated within this plat, for right-of-way purposes.

WHEREAS, it appears desirable and to the best interests of the City, its residents and property owners abutting thereon that said street be vacated,

NOW, THEREFORE, the City Council of the City of Kirkland do ordain as follows:

Section 1. The following specifically described portion of street, to-wit: that portion of 112th Avenue N.E., and N.E. 58th Street lying within the West 349.2 feet of the N. 288.04 feet of the SW  $\frac{1}{4}$  of the N.E.  $\frac{1}{4}$  of the N.E.  $\frac{1}{4}$  of Sec. 17 Township 25 N, R 5 E.W.M. is hereby vacated.

Section 2. To the extent that the subject matter and provisions of this Ordinance may be within the disapproval jurisdiction of the Houghton Community Council as created by Ordinance No. 2001, this Ordinance shall become effective either upon approval of the Houghton Community Council or failure of said Community Council to disapprove within sixty days from the date of passage of this Ordinance.

Section 3. Except as provided in Section 2, this Ordinance shall be in full force and effect five days from and after its passage by the Council and publication as required by law.

PASSED by the Kirkland City Council in regular meeting on the 1st day of March, 1976.

SIGNED in authentication thereof on the 1st day of March, 1976.

  
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Mayor pro tem

ATTEST:

  
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Director of Administration and Finance  
(ex officio City Clerk)

Approved as to form:

  
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City Attorney

Date of Publication: March 11, 1976

Recorded: April 1, 1976  
No.: 7604010599

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