

RESOLUTION R-5362

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 LESLIE K. PNG AND JANET SUE TING.

1           WHEREAS, the City has received a request to recognize that any  
2 rights to the land originally dedicated in 1890 as right-of-way abutting  
3 a portion of Town of Kirkland have been vacated by operation of law;  
4 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 law  
9 at that time; and

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11           WHEREAS, the area that is the subject of this request was part  
12 of the incorporation of the City of Kirkland in 1905, with the relevant  
13 right-of-way having been unopened; and

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

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19           NOW, THEREFORE, BE IT RESOLVED by the City Council of the  
20 City of Kirkland as follows:

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22           Section 1. As requested by the property owners Leslie Png and  
23 Janet Ting, the City Council of the City of Kirkland hereby recognizes  
24 that the following described right-of-way may have been vacated by  
25 operation of law and relinquishes all interest it may have, except for a  
26 utility easement, in that portions of right-of-way described as follows:

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28           The south 8 feet of the unopened alley, or whatever portion remains  
29 for recognition of possible vacation by this Resolution, abutting the  
30 north boundary of the following described property: Lots 21 and 22,  
31 Block 172, Town of Kirkland, according to the plat thereof, recorded in  
32 Volume 6 of Plats, page 53, in King County, Washington.

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

36  
37           Passed by majority vote of the Kirkland City Council in open  
38 meeting this 19th day of March, 2019.

39

Signed in authentication thereof this 19th day of March, 2019.

  
Penny Sweet, Mayor

Attest:

  
Kathi Anderson, City Clerk