

ORDINANCE NO. 2478

AN ORDINANCE OF THE CITY OF KIRKLAND VACATING THAT CERTAIN EASEMENT FOR SIDEWALKS, SANITARY SEWER AND CONSTRUCTION AND MAINTENANCE AS WELL AS CERTAIN RESTRICTIONS, NOTATIONS AND DEDICATIONS THAT WERE LISTED ON PAGES 9, 10 AND 11 OF VOLUME 110 OF PLATS, RECORDS OF KING COUNTY AND WHICH DESCRIBE THE PLAT OF TOTEM LAKE SOUTH WITHIN SECTION 28, TOWNSHIP 26, NORTH RANGE 5, E.W.M.

WHEREAS, the City of Kirkland at the request of the owner of the real property hereinafter described has processed an application for the vacation of certain easement rights, restrictions, notations, and dedications:

Situate in Kirkland, King County, Washington and described as follows:

The entire plat of Totem Lake South as identified on Pages 9, 10, and 11 of Volume 110 of Plats, Records of King County and being within Section 28, Township 26, North Range 5, E.W.M., and

WHEREAS, due and proper notice of public hearing upon said proposed vacation was held in accordance with law on the 4th day of September with the first date of publication of notice of hearing being the 13th day of August, 1979; and

WHEREAS, it appears to be desirable and to the best interests of the City, its residents and the property owners abutting thereon that said easement rights, restrictions, notations and dedications be vacated.

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

Section 1. Any remaining easement rights for sidewalks, sanitary sewer and construction and maintenance that pertain to that portion of the right-of-way of Totem Lake Way that was vacated previously by City Ordinance 2463 and which were not specifically vacated by said ordinance, are hereby vacated.

Section 2. The notation "privately owned" which appears within Tract B as drawn on Page 9 of Volume 110 of Plats, Records of King County, Washington, is hereby vacated.

Section 3. The restriction, "Restrictions - No lot or portion of a lot in this plat shall be divided and sold or resold or ownership changed or transferred whereby the ownership of any portion of this plat shall be less than the area required for the use district in which located", which appears on Page 10 of Volume 110 of Plats, Records of King County, Washington is hereby vacated.

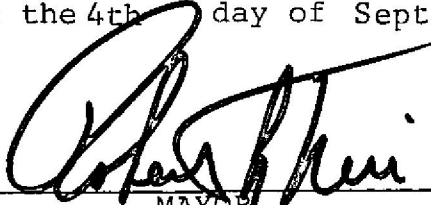
Section 4. The second of two dedications which appears on Page 11 of Volume 110 of Plats, Records of King County, Washington, is hereby vacated.

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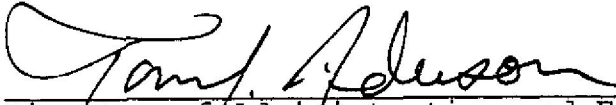
Section 5. This ordinance shall be in force and take effect five days from and after its passage by the Council and publication as required by law.

PASSED by the Kirkland City Council in regular meeting on the 4th day of September , 1979.

SIGNED IN AUTHENTICATION THEREOF on the 4th day of September, 1979.

  
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MAYOR

ATTEST:

  
\_\_\_\_\_  
Director of Administration and Finance  
(ex officio City Clerk)

APPROVED AS TO FORM:

  
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City Attorney