

ORDINANCE NO. 2657

AN ORDINANCE OF THE CITY OF KIRKLAND, WASHINGTON RELATING TO VACATING RIGHTS OF PUBLIC USE OF EXISTING ASPHALT PRIVATE ROADS ON THE SUBJECT PROPERTY; THE UTILITY EASEMENTS ON THE SUBJECT PROPERTY; AND A PORTION OF N.E. 62ND STREET, FILED BY INTER-NORTH DEVELOPMENT, LTD., FILE NO. VC-81-150.

WHEREAS, by Resolution No. R-2895 heretofore adopted by the City Council of the City of Kirkland, date was set for public hearing upon the proposed vacation of rights of public use of existing asphalt private roads on the subject property; the utility easements on the subject property; and a portion of N.E. 62nd Street as more fully hereinafter described, and

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

WHEREAS, following said public hearing, held March 15, 1982, a vote of the Council was taken favoring said vacation, and

WHEREAS, it appears desirable and to the best interest of the City, its residents and property owners abutting thereon that said streets and utility easements be vacated, and

WHEREAS, no property will be denied direct access as a result of the Vacation.

Be it ordained by the City Council of the City of Kirkland as follows:

Section 1. A portion of said portion of existing asphalt private roads and utility easements on the subject property; and a portion of N.E. 62nd Street, situate in Kirkland, King County, Washington, and described as follows:

1. Existing Asphalt Roads: The rights of the public in and to that portion of said property which lies within N.E. 62nd Street as established, the South line of said street lying 75 feet to 120 feet North of the South line of said premises; and rights of the public in and to that portion of said premises which is an old black-topped road which extends Northerly from N.E. 62nd Street to 110th Ave. N.E.
2. Utility Easements: Easement A: A strip of land 10 feet in width in the West half of the Southeast quarter of Section 8, Township 25 North, Range 5 East, of the W.M. said strip of land being 5 feet on each side of the following described line: Beginning at a point on the West line of Block 9 in White Bros. Lawn Addition to Kirkland as shown on the Plat thereof recorded in Volume 7, page 86, King County, Washington, said point being 99.09 feet (as measured along said West line) North of the Southwest corner of said Block 9; Thence North 89°38'35" East 220.33 feet along a line forming an angle of 90°56'35" with said West

line (as measured from South to East); Thence North $87^{\circ}07'12''$ East 203.45 feet; Thence North $86^{\circ}58'03''$ East 355.85 feet to the point of intersection with the East line of Block 7 in the aforesaid White Bros. Lawn Addition being also the West line of 111th Ave. N.E. said point of intersection being 141.67 feet North of the Southeast corner of said Block 7; the Westerly limit of said strip of land being the West line of said Block 9, said West line being also the East line of 108th Ave. N.E. and the Easterly limit of said strip of land being the East line of said Block 7, ALL in King County, Washington.

3. Portion of N.E. 62nd Street: That portion of N.E. 62nd Street, Lilac Avenue, as dedicated in the plat of White Brothers Lawn Addition to Kirkland as recorded in Volume 7 of plats, page 86, records of King County, Washington, described as follows: Beginning at the Southeast corner of Block 7 of said Plat, said point being at the intersection of the Westerly margin of 111th Ave. N.E., Kirkland Street, and the Northerly margin of N.E. 62nd Street, Lilac Avenue; thence South $00^{\circ}41'47''$ West 8.00 feet; thence North $89^{\circ}06'20''$ West 267.34 feet to a point of curve; thence along the arc of a curve to the left having a radius of 175.00 feet, a delta of $17^{\circ}23'29''$, a chord bearing of North $80^{\circ}24'36''$ West 52.92 feet, an arc length of 53.12 feet to a point on the Southerly margin of said N.E. 62nd Street; thence along said Southerly margin South $89^{\circ}06'20''$ East 319.61 feet to the point of beginning. Containing 2419 square feet, more or less.


be and the same hereby is vacated.

Section 2. Subsequent to the recording of this Ordinance, the City will accept as compensation for the above Vacations, the dedication of new right-of-ways in the proposed Highland View Subdivision of: 108th Place N.E., 110th Ave. N.E., N.E. 64th Street, N.E. 66th Place, and additional right-of-way of N.E. 62nd Street. Prior to signing this Vacation Ordinance and recording same with King County Department of Records and Elections, the Director of the Department of Administration and Finance shall be presented with the Ordinance approving the Final Plat of Highland View thereby insuring the subsequent creation of the new right-of-ways.

Section 3. This ordinance shall be in force and effect five days from and after its passage by the Kirkland City Council and posting or publication, as required by law and upon compliance with conditions imposed in the advisory report adopted by City Council on March 15, 1982 (File No. VC-81-150).


PASSED by majority vote of the Kirkland City Council in regular, open meeting this 15th day of March, 1982.

SIGNED in authentication thereof this 7th day of November 1983.



Mayor

ATTEST:



Director of Administration and Finance
(ex officio City Clerk)

APPROVED AS TO FORM:



City Attorney

I hereby certify under penalty of perjury that the foregoing ordinance was posted on the 8th day of November, 1982 in accordance with the provisions of RCW 35A.12.160 and City of Kirkland Ordinance No. 2600.



Clerk

9307A