

ORDINANCE NO. 2712

AN ORDINANCE OF THE CITY OF KIRKLAND, WASHINGTON, VACATING PORTION OF UNOPENED RIGHT-OF-WAY LOCATED WITHIN THE AREA BOUNDED BY CENTRAL WAY ON THE NORTH, THIRD STREET ON THE EAST, PARK LANE ON THE SOUTH AND MAIN STREET ON THE WEST AND BEING THAT CERTAIN UNOPENED ALLEY LYING WITH BLOCK 107, BURKE & FARRARS KIRKLAND ADDITION, DIVISION NO. 26 (UNRECORDED).

Whereas, by Resolution No. R 2977 heretofore adopted by the City Council of the City of Kirkland, date was set for public hearing upon the proposed vacation of portions of unopened rights-of-way located within the old Kirkland city hall site and being an area bounded by Central Way on the north, Third Street on the east, Park Lane on the south and Main Street on the west, all as identified in City of Kirkland Planning Department, File No. VC-82-78, and 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 December 6, 1982, a vote of the City Council was taken favoring said vacation; and

Whereas, it appears desirable and to the best interest of the City, its residents and the property owners abutting thereon that said right-of-way be vacated; and

Whereas, no property will be denied direct access as a result of said right-of-way vacation, now, therefore,

The City Council of the City of Kirkland do ordain as follows:

Section 1. That certain unopened and unimproved alley right-of-way lying within the area commonly known as the old Kirkland City Hall site, bounded on the north by Central Way, on the east by Third Street, on the south by Park Lane and on the west by Main Street, all as described as follows:

That portion of never opened nor improved alley within Block 107, Burke & Farrars, Kirkland Addition, Division No. 26 as appears on the face of said unrecorded plat and lying within the following described tract of real property:

That portion of Government Lot 5, Section 5, Township 25 North, Range 5 East, W.M., in King County, Washington, described as follows:

Beginning at the meander corner between Sections 5 and 8, Township 25 North, Range 5 East, W.M., in King County, Washington; thence North  $89^{\circ}39'00''$  East along the Southerly line of said Government Lot 5, a distance of 459.32 feet to the Southerly production of the easterly line of 2nd Street; thence North  $0^{\circ}21'00''$  West 273.13 feet along said Easterly line to the Southeasterly line of 1st Avenue as conveyed to the City of Kirkland by deed recorded under Auditor's File No. 3883807 records of said County; thence North  $70^{\circ}04'15''$  East along said southeasterly line of 95.52 feet; thence North  $89^{\circ}39'00''$  East 210.99 feet to the West line 3rd Street as conveyed to the City of Kirkland in said deed; thence North  $0^{\circ}21'00''$  West 60 feet along the West line of said 3rd Street; thence South  $89^{\circ}31'00''$  West 70 feet to the true point of beginning of the parcel herein described; thence North  $0^{\circ}21'00''$  West 50 feet; thence North  $89^{\circ}31'00''$  East 68.45 feet to the Westerly line of said 3rd Street; thence North  $01^{\circ}27'22''$  East along said Westerly line 96.68 feet; thence continuing along said Westerly line North  $7^{\circ}52'25''$  West 104.20 feet to a point of tangency; thence along a curve to the left having a radius of 19.51 feet through a central angle of  $67^{\circ}22'27''$  an arc distance of 22.94 feet to a point in the southerly line of Central Way; thence along said Southerly line South  $70^{\circ}04'15''$  West 285.90 feet to the Easterly line of 2nd Street (Main Street); thence Southerly along said Easterly line 198.77 feet to the Northwesterly line of 1st Avenue (Commercial Avenue) as conveyed to the City of Kirkland by deed recorded under Auditor's File No. 3883807; thence North  $70^{\circ}04'15''$  East along said Northwesterly line 84.54 feet; thence North  $89^{\circ}39'00''$  East 151.03 feet to the true point of beginning.

Be and the same hereby is vacated except that the City shall retain and reserve an easement under, along and across said vacated alley right-of-way for the repair, maintenance and reconstruction of existing public utilities including storm water drainage utilities, installed therein.

Section 2. 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.

Adopted by the Kirkland City Council in regular, open meeting  
this 6th day of December, 1982.

Signed in authentication thereof this 6th day of December,  
1982.

Doris Cooper  
MAYOR PRO-TEM

ATTEST:

Tom Aduson  
Director of Administration & Finance  
(ex officio City Clerk)

APPROVED AS TO FORM:

Lyle [Signature]  
City Attorney

CERTIFICATION OF POSTING

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

Janei [Signature]  
Clerk