

RESOLUTION R-5540

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND RELINQUISHING ANY INTEREST, EXCEPT FOR A UTILITY EASEMENT, THE CITY MAY HAVE IN UNOPENED RIGHT-OF-WAY AS DESCRIBED HEREIN AND REQUESTED BY ABUTTING PROPERTY OWNER COREY SOLLUM.

1           WHEREAS, the City has received a request to recognize that any  
2 rights the City may have to the land originally dedicated in 1891 as right-  
3 of-way abutting a portion of Supplementary Plat To Kirkland have been  
4 vacated by operation of law; and

5  
6           WHEREAS, under Washington State's Non-User Statute, Laws of  
7 1889, Chapter 19, Section 32, any county road that remained unopened  
8 for five years after authority was granted for opening the same was  
9 statutorily vacated by operation of law; and

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

14  
15           WHEREAS, in consideration for the abutting property owner  
16 granting the City a utility easement in the unopened right-of-way area  
17 and for reimbursing the City administrative costs for reviewing the  
18 request, the City is willing to recognize the statutory vacation may have  
19 occurred.

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

23  
24           Section 1. The City Council of the City of Kirkland hereby  
25 recognizes that the following described right-of-way may have been  
26 statutorily vacated by operation of law and the City relinquishes all  
27 interest, except for a utility easement to be recorded following this  
28 resolution, that the City may have in that portion of right-of-way  
29 described as follows:

30  
31           The south 8 feet of the unopened alley, or whatever portion remains  
32 for recognition of possible vacation by this Resolution, abutting the  
33 north boundary of the following described property: Lots 44, 45, and  
34 46, Block 240, Supplementary Plat to Kirkland, according to the plat  
35 thereof, recorded in Volume 8 of Plats, page 5, in King County,  
36 Washington.

37  
38           Section 2. This resolution does not affect any third party's rights  
39 in the property, if any.

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42  
43  
44

Passed by majority vote of the Kirkland City Council in open meeting this 07 day of June, 2022

Signed in authentication thereof this 07 day of June, 2022.

  
Penny Sweet, Mayor

Attest:

  
Kathi Anderson, City Clerk



-  Proposed Vacation Recognition
-  Non-User Vacations Recognized
-  Sollom Property

**Sollom Property  
Vicinity Map  
634 & 636 11th Avenue**



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