

ORDINANCE NO. 3537

AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO VACATING A PORTION OF A RIGHT-OF-WAY BASED ON AN APPLICATION FILED BY NORTHSTREAM DEVELOPMENT, FILE NO. VC-95-124.

WHEREAS, by Resolution 3996 adopted on February 6, 1996, the City Council of the City of Kirkland established that it would vacate a portion of a right-of-way if certain conditions were met; and

WHEREAS, the conditions specified in Resolution No. 3996 have been satisfied.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Kirkland as follows:

Section 1. The portions of public right-of-way situated in Kirkland, King County, Washington and described as follows:

That certain public right-of-way commonly known as Fifth Avenue and/or NE 85th Street and specifically described as follows:

The north 30 feet of NE 85th Street adjacent to Lots 2, 3, and 4 of Marshall's Addition to the City of Seattle, according to the plat thereof recorded in Volume 22 of plats, page 81, in King County, Washington, and adjacent to that portion of Lot 5 of said Marshall's Addition lying northwesterly of the following described tract of land:

A strip of land 50 feet in width over these portions of Lots 1, 2, 3, 4, and 5, said plat of Marshall's Addition to the City of Seattle, and other lands, the northerly and northwesterly margin of which is described as follows:

Beginning at the southwest corner of said Lot 1; thence N 00°15'48" W along the west line thereof to an intersection with the northerly line of the south 17 feet of said Lot 1; thence N 89°47'43" E along said northerly line and its easterly production, 154.50 feet to a point of tangency with a 75-foot radius curve to the left; thence northwesterly along said curve an arc length of 68.12 feet, through a central angle of 52°02'12"; thence N 37°45'31" E, 307.80 feet to the northwest corner of said Lot 5; thence continuing N 37°45'31" E 2.57 feet to a point of tangency with 124.93-foot radius curve to the right, thence northeasterly along said curve an arc length of 113.34 feet, through a central angle of 51°58'41" to the terminus of the herein described margin.

TOGETHER WITH all that portion of Fifth Avenue and/or NE 85th Street being 60.00 feet in width, adjacent to Lot 1 of Marshall's Addition to the City of Seattle, according to the plat thereof recorded in Volume 22 of plats, page 81, in King County, Washington.

ALSO, TOGETHER WITH that portion of said Lot 1 conveyed to the State of Washington for Fifth Avenue (NE 85th Street) by deed recorded as Recording Number 5589127, said portion was quit claimed to the City of Kirkland by deed recorded under Recording Number 8310040775.

Section 2. This ordinance shall be in full force and effect five days from and after its passage by the Kirkland City Council and publication, as required by law.

PASSED by majority vote of the Kirkland City Council in regular, open meeting this 21st day of May, 1996.

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SIGNED in authentication thereof this 21st day
May, 1996.




Mayor

Attest:



Deputy City Clerk

Approved as to Form:



City Attorney

WOR95-124.OCT/4-22-96/JM:rk

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