

ORDINANCE NO. 3568

AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO VACATING A PORTION OF A RIGHT-OF-WAY BASED ON AN APPLICATION FILED BY NATIONAL PROPERTIES, FILE NO. VC-96-111.

WHEREAS, by Resolution No. 4050* adopted on December 17, 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. 4050* 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 portion of the west half, section 33, township 26 north, range 5 east, W.M., King County, Washington, included within a strip of land 60.00 feet width, being more particularly described as follows:

All that 60.00 foot right-of-way for 120th Avenue NE lying northerly of the southerly right-of-way margin of NE 108th Street, as established, and southerly of the following described line:

Commencing at the northwest corner of Tract 47, Kirkland-Juanita Acre Tracts, according to the plat as recorded in Volume 16 of Plats, page 63, records of said county; thence south $65^{\circ}24'31''$ east 106.56 feet to the south line of the north 43.43 feet of said Tract 47; thence south $89^{\circ}27'44''$ east along said south line 238.94 feet to the east line of said Tract 47 and the west right-of-way margin of 120th Avenue NE; thence south $00^{\circ}59'24''$ west along said margin 122.39 feet to the centerline of an access and utility easement 30 feet in width being referred to as "Easement No. 2" in that certain land sale agreement recorded by instrument under recording number 7202070181 and the point of beginning of said described line (also known as the most northerly corner of Parcel 'B', City of Kirkland Lot Line Adjustment No. LL-96-53, as recorded under recording no. 9606191467, records of said county); thence south $89^{\circ}00'36''$ east normal with said margin 60.00 feet to the east right-of-way margin of 120th Avenue NE, also being the westerly right-of-way margin of primary State Highway No. 1, S.R. 405, Northup Interchange to NE 140th Street, Sheets 9 and 10 of 25, approved April 12, 1967, and the terminus of said described line.

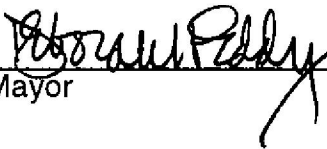
be and the same hereby are vacated, except that the City shall retain and reserve an easement together with the right to grant easements along, over and under the vacated street for the installation, construction, repair and maintenance of public utilities and services.

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.

Section 3. A complete copy of this resolution, including Findings, Conclusions and Recommendations adopted by reference, shall be certified by the City Clerk, who shall then forward the certified copy to the King County Department of Assessments.

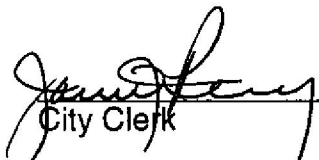
PASSED by majority vote of the Kirkland City Council in regular, open meeting this 21st day of January, 1997.

SIGNED in authentication thereof this 21st day January, 1997.



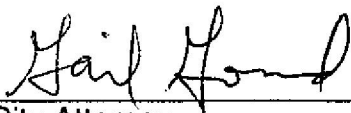
Mayor

Attest:



City Clerk

Approved as to Form:



City Attorney