

RESOLUTION R-5573

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND RELINQUISHING ANY INTEREST THE CITY MAY HAVE IN UNOPENED ALLEY RIGHT-OF-WAY AS DESCRIBED HEREIN AND REQUESTED BY THE OWNER OF THE ABUTTING PROPERTY.

1 WHEREAS, the City has received a request to recognize that any
2 rights the City may have to the land originally dedicated in 1890 as right-
3 of-way abutting portions of the plats of Blewett's 1st Addition to Kirkland
4 and of Kirkland Addition (aka Map of Kirkland) have been vacated by
5 operation of law; and

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

11
12 WHEREAS, the area that is the subject of this request was part
13 of an annexation to the City of Kirkland in 1947, with the relevant right-
14 of-way having been unopened and remaining unopened; and

15
16 WHEREAS, in consideration for reimbursing the City
17 administrative costs for reviewing the request, the City is willing to
18 recognize the statutory vacation may have occurred.

19
20 NOW, THEREFORE, be it resolved by the City Council of the City
21 of Kirkland as follows:

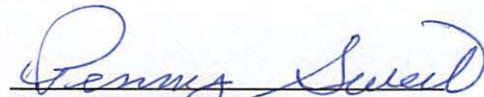
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23 Section 1. The City Council of the City of Kirkland hereby
24 recognizes that the following described right-of-way may have been
25 statutorily vacated by operation of law and the City relinquishes all
26 interest that the City may have in that portion of right-of-way described
27 as follows:

28
29 The northeasterly 8 feet of the alley right-of-way, or
30 whatever portion remains for recognition of possible
31 vacation by this Resolution, abutting the southwesterly
32 boundary of the following described property: Lots 3 and 4,
33 Block 42, Blewett's 1st Addition to Kirkland, according to the
34 plat thereof, recorded in Volume 6 of Plats, page 82, records
35 of King County, Washington; together with Lots 3 and 4,
36 Block 42, Map of Kirkland, according to the plat thereof,
37 recorded in Volume 6 of Plats, page 53 through 67, records
38 of King County, Washington; situate in the County of King,
39 State of Washington.

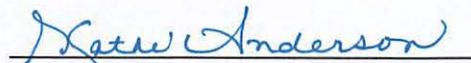
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41 Section 2. This resolution does not affect any third party's rights
42 in the property, if any.

43 Passed by majority vote of the Kirkland City Council in open
44 meeting this 17 day of January, 2023

45
46 Signed in authentication thereof this 17 day of January, 2023.


Penny Sweet, Mayor

Attest:


Kathi Anderson, City Clerk