

RESOLUTION R - 5594

1 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
2 KIRKLAND RELINQUISHING ANY INTEREST THE CITY MAY HAVE
3 IN UNOPENED RIGHT-OF-WAY AS DESCRIBED HEREIN AND
4 REQUESTED BY ABUTTING PROPERTY OWNER RD HOMES LLC.
5

6 WHEREAS, the City has received a request to recognize that
7 any rights the City may have to the land originally dedicated in 1891 as
8 right-of-way abutting a portion of the plat of Supplementary Plat to
9 Kirkland have been vacated by operation of law; and
10

11 WHEREAS, under Washington State's Non-User Statute, Laws
12 of 1889, Chapter 19, Section 32, any county road that remained within
13 county jurisdiction and unopened for five years after authority was
14 granted for opening the same was statutorily vacated by operation of
15 law; and
16

17 WHEREAS, the area that is the subject of this request was part
18 of an annexation to the City of Kirkland in 1967, with the relevant right-
19 of-way having been unopened and remaining unopened; and
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21 WHEREAS, in consideration for reimbursing the City
22 administrative costs for reviewing the request, the City is willing to
23 recognize the statutory vacation may have occurred.
24

25 NOW, THEREFORE, be it resolved by the City Council of the
26 City of Kirkland as follows:
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28 Section 1. The City Council of the City of Kirkland hereby
29 recognizes that the following described right-of-way may have been
30 statutorily vacated by operation of law and the City relinquishes all
31 interest that the City may have in that portion of right-of-way described
32 as follows:
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34 The east 30 feet of 114th Avenue NE, or whatever portion remains for
35 recognition of possible vacation by this Resolution, abutting the west
36 boundary of the following described property:
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38 The west 15 feet of Lot 14 and all of Lots 15 and 16, Block 235 of
39 Supplementary Plat to Kirkland, according to the plat thereof, recorded
40 in Volume 8 of Plats, page 5, records of King County, Washington;
41 together with vacated alley adjoining said Lots; situate in the County of
42 King, State of Washington.
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44 Section 2. This resolution does not affect any third party's rights
45 in the property, if any.
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47 Passed by majority vote of the Kirkland City Council in open
48 meeting this 20th day of June, 2023

49
50

Signed in authentication thereof this 20th day of June, 2023.


Penny Sweet, Mayor

Attest:


Kathi Anderson, City Clerk