

20060918001203

ORDINANCE NO. 4055

AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO VACATING A PORTION OF A RIGHT-OF-WAY BASED ON AN APPLICATION FILED BY LMJ Enterprises Limited Partnership, FILE NO. VAC05-00003.

WHEREAS, by Resolution R-4577 adopted on May 16, 2006, 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. 4577 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:


A portion of the 118th Avenue NE right-of-way as described in Exhibit A

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.

PASSED by majority vote of the Kirkland City Council in open meeting this 5th day of September, 2006.

SIGNED in authentication thereof this 5th day
September, 2006.

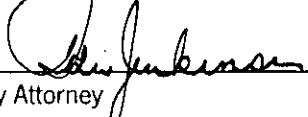
Mayor 

Attest:



City Clerk

Approved as to Form:



City Attorney



Exhibit A

JIM HART AND ASSOCIATES

220 5TH STREET, KIRKLAND, WA 98033-6335, 425-822-4171 FAX 425-827-3085

05-41

1/3/06

TOTAL ROAD VACATION

LEGAL DESCRIPTION:

THAT PORTION OF 118TH AVE NE (DONALD STREET) AND THAT PORTION OF LOT 15, BLOCK 1, BURKE AND FARRAR'S KIRKLAND ADDITION, DIVISION No. 6, AS RECORDED IN VOLUME 19 OF PLATS, PAGE 68, RECORDS OF KING COUNTY, WASHINGTON, DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF SAID LOT 8, BLOCK 2 OF SAID PLAT; THENCE NORTH $00^{\circ}15'34''$ WEST ALONG THE WESTERLY LINE OF LOT 7, LOT 6 AND LOT 5, SAID BLOCK 2 OF SAID PLAT 301.85 FEET, MORE OR LESS, TO THE EASTERLY RIGHT OF WAY OF S.R. 405; THENCE SOUTH $47^{\circ}07'18''$ WEST ALONG SAID RIGHT OF WAY 119.50 FEET, MORE OR LESS, TO THE SOUTHWESTERLY LINE OF THAT PORTION OF ABOVE MENTIONED LOT 15 RELINQUISHED TO THE CITY OF KIRKLAND UNDER RECORDING No. 8006200424, BEING A CURVE TO THE SOUTHWEST; THENCE ALONG SAID CURVE HAVING A RADIUS OF 45 FEET THE CENTER OF WHICH BEARS SOUTH $72^{\circ}52'58''$ EAST, FOR AN ARC LENGTH OF 62.92 FEET, MORE OR LESS, TO A POINT ON THE SOUTH LINE OF THE NORTHERLY 82.5 FEET OF SAID LOT 15; THENCE NORTH $89^{\circ}44'26''$ EAST 5.60 FEET, MORE OR LESS, TO THE EASTERLY LINE OF SAID LOT 15; AND THE WESTERLY MARGIN OF 118TH AVE. NE; THENCE SOUTH $00^{\circ}15'34''$ EAST ALONG THE WESTERLY MARGIN OF SAID 118TH AVE. NE 167.50, MORE OR LESS; THENCE NORTH $89^{\circ}44'26''$ EAST ALONG THE SOUTHERLY LINE OF LOT 14, BLOCK 1 OF SAID PLAT, PRODUCED EASTERLY 60 FEET, MORE OR LESS, TO THE NORTHWEST CORNER OF LOT 8, BLOCK 2 AND THE TRUE POINT OF BEGINNING.

CONTAINING 18,128 SQUARE FEET, MORE OR LESS.

SITUATE IN THE CITY OF KIRKLAND, KING COUNTY, WASHINGTON.

RECEIVED

JAN - 3 2006

AM PM
PLANNING DEPARTMENT
BY _____

