

20070816001627

ORDINANCE NO. 4109

AN ORDINANCE OF THE CITY OF KIRKLAND VACATING A PORTION OF 1ST STREET SO. AND AN EAST/WEST ORIENTED ALLEY LOCATED BETWEEN KIRKLAND AVENUE AND 1ST AVENUE SO. BASED ON AN APPLICATION FILED BY MERRILL GARDENS AT KIRKLAND, LLC, FILE NO. VAC06-00001.

WHEREAS, by Resolution 4593 adopted on September 5, 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. 4593 have been satisfied.

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

Section 1. The following portions of public right-of-way situated in Kirkland, King County, Washington and further described in Exhibit A:

The south portion of 1st Street So. right of way located adjacent to 201 Kirkland Avenue and,

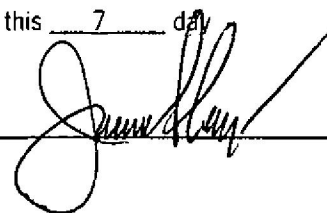
An east/west facing alley located between Kirkland Avenue and 1st Avenue So. deeded under King County Recording No. 3254642.

be and the same hereby are vacated.


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 7 day of August, 2007.

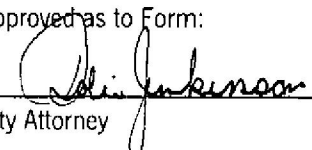
SIGNED in authentication thereof this 7 day of August, 2007.



Mayor

Attest:


City Clerk

Approved as to Form:


City Attorney

EXHIBIT A

PORTION TO BE VACATED

That portion of Burke & Farrar's Kirkland Business Center Addition, Division 25, according to the Plat thereof recorded in Volume 25 of Plats, Page 14, Records of King County, Washington described as follows:

Beginning at the Southwest corner of Lot 28, Block 99 of said Plat;
 Thence North $01^{\circ}39'30''$ West along the West line of said Lot 28, a distance of 45.42 feet;
 Thence South $88^{\circ}20'30''$ West, a distance of 22.92 feet;
 Thence South $01^{\circ}39'30''$ East, a distance of 45.42 feet;
 Thence North $88^{\circ}20'30''$ East, a distance of 22.92 feet, to the Point of Beginning.

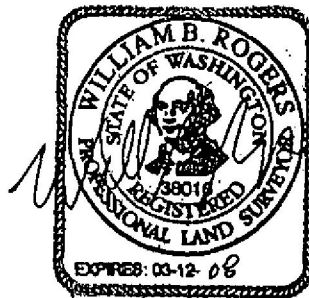
TOGETHER WITH that portion dedicated to the City of Kirkland November 21, 1941 and recorded July 28, 1942 under Auditor File No. 3254642, Records of King County, Washington.

Beginning at the Northwest corner of Lot 28, Block 99, Burke & Farrar's Kirkland Business Center Addition, Division No. 25, according to the Plat thereof recorded in Volume 25 of Plats at Page 14, Records of said county;
 Thence Southeasterly along the North lines of Lots 28, 27, 26, 25, and 24, to the Northeast corner of Lot 24;
 Thence South, along the Easterly line, 16 feet;
 Thence Northwesterly to a point on the West line of Lot 28, 16 feet South of the Northwest corner;
 Thence North 16 feet, to the Point of Beginning.

TOGETHER WITH that portion dedicated to the City of Kirkland December 4, 1941 and recorded July 28, 1942 under Auditor File No. 3254643, Records of King County, Washington.

Beginning at the Northwest corner of Lot 23, Block 99, Burke & Farrar's Kirkland Business Center Addition, No. 25, in the City of Kirkland, Washington;
 Thence Easterly along said North line of Lot 23, to the Northeast corner of same;
 Thence Southwesterly 34 feet, more or less, to a point on the West line of said Lot 23, which point is 16 feet South of the Northwest corner of said Lot;
 Thence 16 feet North to the Point of Beginning.

Containing 3,367 square feet, more or less.



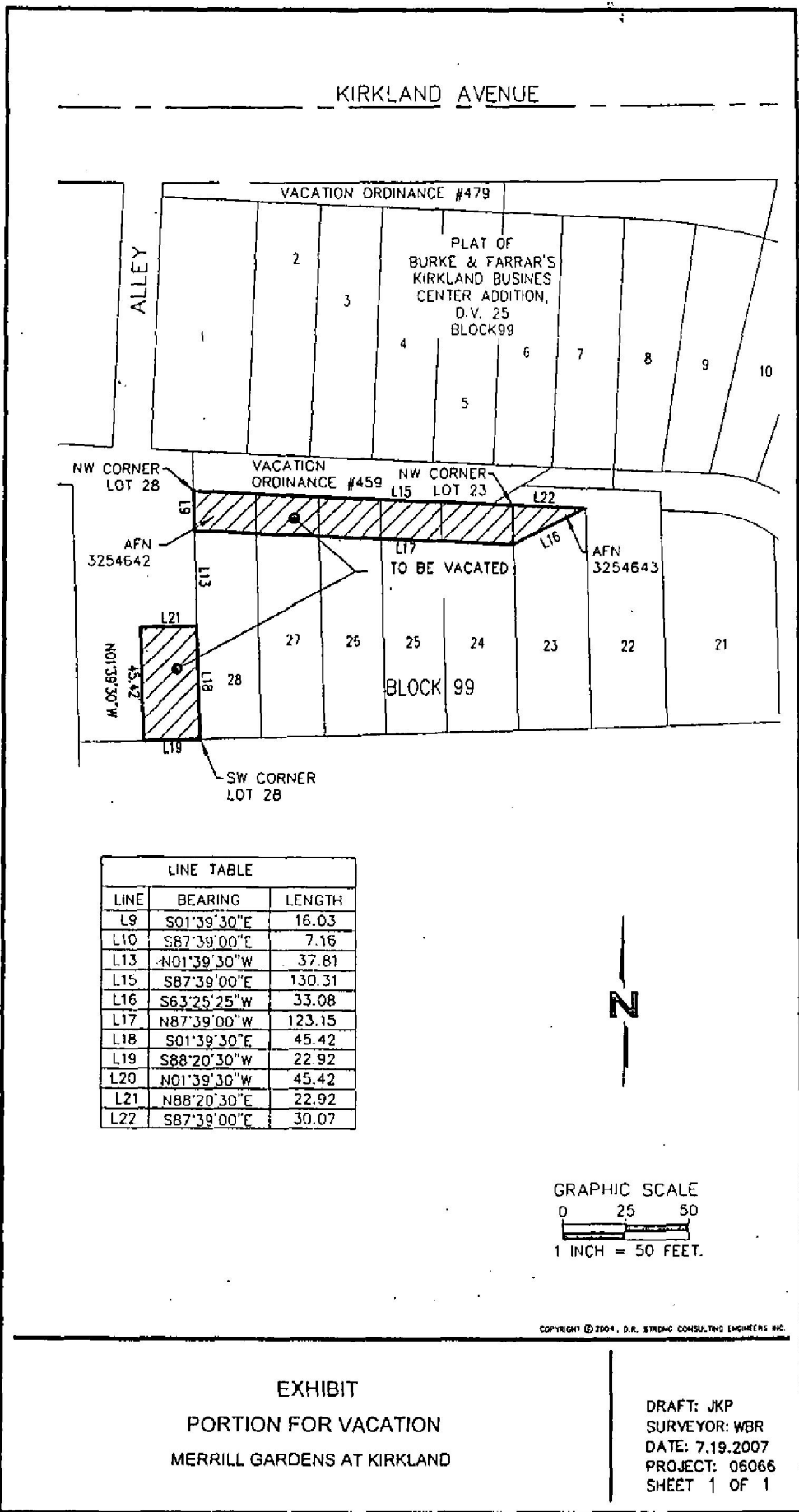


EXHIBIT
PORTION FOR VACATION
MERRILL GARDENS AT KIRKLAND

DRAFT: JKP
SURVEYOR: WBR
DATE: 7.19.2007
PROJECT: 06066
SHEET 1 OF 1