

RESOLUTION R-5711

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND RELINQUISHING ANY INTEREST THE CITY MAY HAVE, EXCEPT FOR A PUBLIC UTILITY EASEMENT, IN UNOPENED RIGHT-OF-WAY AS DESCRIBED HEREIN AND REQUESTED BY ABUTTING PROPERTY OWNER DANIEL SHINSTROM.

1 WHEREAS, the City has received a request to recognize that any rights the City may
2 have to the land originally dedicated in 1890 as right-of-way abutting a portion of the plat of
3 Town of Kirkland, have been vacated by operation of law; and

5 WHEREAS, under Washington State's Non-User Statute, Laws of 1889, Chapter 19,
6 Section 32, any county road that was dedicated prior to March 12, 1904, and remained within
7 County jurisdiction and unopened for five years after authority was granted for opening the
8 same, was statutorily vacated by operation of law; and

10 WHEREAS, the area that is the subject of this request was in a plat dedicated in 1890
11 and was part of an annexation to the City of Kirkland in 1905, with the relevant right-of-way
12 having been unopened for over five years at the time of annexation and remaining unopened
13 ever since; and

15 WHEREAS, in consideration for the abutting property owner granting a public utilities
16 easement in the unopened right-of-way area and for reimbursing the City its administrative
17 costs for reviewing the request, the City is willing to recognize that statutory vacation may have
18 occurred.

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

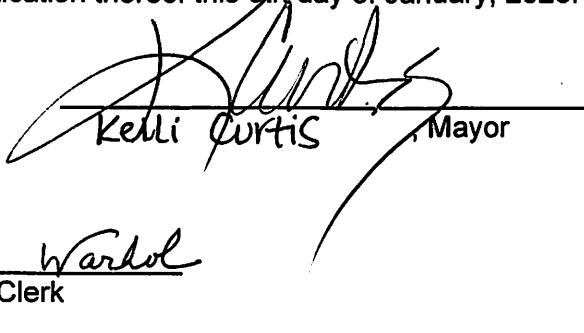
23 Section 1. The City of Kirkland hereby recognizes that the following described right-of-
24 way may have been statutorily vacated by operation of law; and the City relinquishes all
25 interest, except for a public utility easement to be recorded following this Resolution, that the
26 City may have in that portion of right-of-way described as follows:

28 The westerly 8 feet of unopened alley right-of-way, or whatever portion remains
29 for recognition of possible vacation by this Resolution, abutting the easterly
30 boundary of the following described property: Lots 17 through 21, inclusive, Block
31 20, Town of Kirkland, according to the plat thereof recorded in Volume 6 of Plats,
32 page 53, records of King County, Washington.

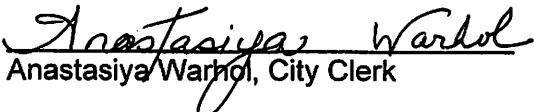
34 Section 2. This resolution does not affect any third party's rights in the property, if any.

36 Passed by majority vote of the Kirkland City Council in open meeting this 6th day of
37 January, 2026.

39 Signed in authentication thereof this 6th day of January, 2026.


Kelli Curtis, Mayor

Attest:


Anastasiya Warhol, City Clerk