

RESOLUTION NO. R - 3095

A RESOLUTION OF THE KIRKLAND CITY COUNCIL APPROVING AND AUTHORIZING THE CITY MANAGER TO SIGN THE RIGHT-OF-WAY USE PERMIT AS TO A PORTION OF UNVACATED, UNOPENED NORTHEAST 85TH STREET (FIFTH AVENUE).

Whereas, the north 30 feet of Northeast 85th Street (Fifth Avenue) lying adjacent to lots 2, 3, and 4 of Marshall's Addition to the City of Seattle, according to plat thereof recorded in Volume 22 of plats, page 81, records of King County is unvacated and unopened; and

Whereas, the owners of the adjoining real property have requested a permit to use and occupy the surface of said right-of-way for landscaping and off-street parking facilities in connection with their development pursuant to a development permit issued by the City of Kirkland, under City of Kirkland file No. IIB-83-74; and

Whereas, the City of Kirkland has no present or immediate use of said right-of-way surface so long as utility and other underground installations located therein are protected; now, therefore,

Be it resolved by the City Council of the City of Kirkland as follows:

Section 1. The City Manager is hereby authorized to sign on behalf of the City of Kirkland and issue to the parties therein named, that certain City of Kirkland terminable right-of-way use permit as to the unvacated, unopened portion of Northeast 85th Street (Fifth Avenue) described hereinabove and in the terminable right-of-way use permit attached to the original of this resolution as Exhibit A, and by this reference incorporated herein.

Passed by majority vote of the Kirkland City Council in regular, open meeting this 16th day of April, 1984.

Signed in authentication thereof this 16th day of April, 1984.

Doris Cooper

 MAYOR

ATTEST:

Tom Aderson

 Director of Administration & Finance
 (ex officio City Clerk)