

RESOLUTION NO. R- 3373

A RESOLUTION OF THE CITY OF KIRKLAND EXPRESSING AN INTENT TO VACATE A PORTION OF A RIGHT-OF-WAY, FILE NO. VC-87-23.

WHEREAS, the City has initiated vacation procedures to vacate a portion of a right-of-way; and

WHEREAS, by Resolution No. 3365 the City Council of the City of Kirkland established a date for a public hearing on the proposed vacation; and

WHEREAS, proper notice for the public hearing on the proposed vacation was given and the hearing was held in accordance with law; and

WHEREAS, it is appropriate for the City to receive compensation for vacating the right-of-way as allowed under state law; and

WHEREAS, no property owner will be denied direct access as a result of this vacation.

WHEREAS, it appears desirable and in the best interest of the City, its residents and property owners abutting thereon that said street be vacated; and

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

Section 1. The Findings, Conclusions, and Recommendations of the Department of Planning and Community Development contained in File No. VC-87-23 are hereby adopted as though fully set forth herein.

Section 2. Except as stated in Section 3 of this resolution the City will, by appropriate ordinance, vacate the portion of the right-of-way described in Section 4 of this resolution if within 90 days of the date of passage of this resolution the applicant or other person pays to the City \$1,844.10 as compensation for vacating this portion of the right-of-way.

Section 3. If the portion of the right-of-way described in Section 4 of this resolution is vacated, the City will retain and reserve an easement, together with the right to exercise and grant easements along, over, under and across the vacated right-of-way for the installation, construction, repair and maintenance of public utilities and services.

Section 4. The right-of-way to be vacated is situated in Kirkland, King County, Washington and is described as follows:

That portion of Alexander Avenue lying westerly of the following described line: beginning at the southeast corner of Lot 97, Block 59, Burke and Farrar's Kirkland Addition, Division 16 as recorded in volume 20 of Plats, page 58; thence north 09°01'01" east 75.46 feet; thence north 20°12'33" east 87.74 feet; thence north 13°59'08" east 47.13 feet to a point on the margin of Alexander Avenue as per plat of Burke and Farrar's Kirkland Addition, Division 16 as recorded in volume 20 of Plats, page 58.

Section 5: The Director of the Department of Planning and Community Development shall send a copy of this resolution and the Notice of Decision to the applicant for this proposed vacation within five (5) work days of the date of passage of this resolution.

Section 6: Certified or conformed copies of this Resolution shall be delivered to the following:

- (a) Applicant
- (b) Department of Planning and Community Development of the City of Kirkland
- (c) Fire and Building Departments of the City of Kirkland
- (d) Public Works Department of the City of Kirkland
- (e) The Office of the Director of Administration and Finance (ex officio City Clerk) for the City of Kirkland.

Passed by majority vote of the Kirkland City Council on the 20th day of April, 1987.

SIGNED IN AUTHENTICATION THEREOF on the 20th day of April, 1987.

Doris Cooper
Mayor

ATTEST:

Sam Anderson
Director of Administration and Finance
(Ex officio City Clerk)

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