

RESOLUTION NO. R - 3384

A RESOLUTION OF THE CITY OF KIRKLAND AND NOTICE OF HEARING FOR THE VACATION OF A PORTION OF N.E. 109TH STREET, A PORTION OF 112TH AVENUE N.E., A PORTION OF N.E. 108TH STREET, A PORTION OF N.E. 106th STREET, AND ALL THOSE PORTIONS OF AN ALLEY ADJOINING LOTS 16, 17, 18, and LOTS 19 AND 22, BLOCK 22, BURKE AND FARRAR'S KIRKLAND ADDITION TO THE CITY OF SEATTLE, DIVISION NO. 9, ALL LYING WITHIN AN AREA IDENTIFIED AS PLA-9 ON THE KIRKLAND ZONING MAP ADOPTED BY ORDINANCE 2699, (FILE NO. VC-87-43).

WHEREAS, a petition has been filed with the City of Kirkland signed by an owner of interest in real property representing more than two-thirds of the property abutting upon the hereinafter described portions of the above referenced portion of streets and alley.

WHEREAS, it appears that the public interest of the City of Kirkland, Washington, would be served by holding a public hearing to consider the vacation of said portion of the above referenced portion of streets and alley.

NOW, THEREFORE, be it resolved by the City Council of the City of Kirkland:

1) That a public hearing be held to consider whether the public interest and general welfare of the City of Kirkland will be served by the vacation of a portion of N.E. 109th Street, 112th Avenue N.E., N.E. 108th Street, N.E. 106th Street, and a portion of an alley, situate in Kirkland, King County, Washington, and described as follows:

All that portion of N.E. 109th Street (a.k.a. Helene Avenue Extension and Improvement) lying westerly of the east 30.00 feet of Section 32, Township 26 North, Range 5 East, W.M., in King County, Washington, and easterly of the east line of Lots 19 and 20, Kirkland-Juanita Acre Tracts as recorded in Volume 16 of Plats, page 63, records of said county;

AND all that portion of 112th Avenue N.E. lying northerly of N.E. 108th Street (a.k.a. Tacoma Avenue Road Improvement #1909) and southerly of a line described as follows:

Commencing at the southwest corner of Lot 18, Kirkland-Juanita Acre Tracts, as recorded in Volume 16 of Plats, page 63, records of King County, Washington; thence $N01^{\circ}02'18''E$, along the west line of said Lot 18, a distance of 1.10 feet to the TRUE POINT OF BEGINNING of the herein described line, said point being on a 58.00 foot radius circular curve to the right, from which point the center of said curve bears $N00^{\circ}56'16''W$; thence westerly, along said curve, through a central angle of $02^{\circ}12'01''$, an arc distance of 2.23 feet to a point of tangency; thence $N88^{\circ}44'15''W$ 57.77 feet to the west margin of said 112th Avenue N.E. and the terminus of the herein described line;

AND all that portion of N.E. 108th Street (a.k.a. Tacoma Avenue Road Improvement #1909 and a.k.a. Tacoma Avenue Extension Road #1227) lying west of the east 30.00 feet of Section 32, Township 26 North, Range 5 East, W.M., in King County, Washington, and lying east of the following described line:

Commencing at the northeast corner of Lot 17, Burke and Farrar's Kirkland Addition to the City of Seattle, Division No. 9, as recorded in Volume 19 of Plats, page 69, records of said county; thence $N80^{\circ}43'21''W$, along the north line thereof, 39.45 feet to the TRUE POINT OF BEGINNING; thence $N09^{\circ}16'39''E$ 60.00 feet to the terminus of the herein described line;

AND all that portion of N.E. 106th Street (a.k.a. Tacoma Avenue) lying southerly of N.E. 108th Street and easterly of the west 30.00 feet of the southeast quarter of Section 32, Township 26 North, Range 5 East, W.M., in King County, Washington, as delineated in the plat of Burke and Farrar's Kirkland Addition to the City of Seattle, Division No. 9, as recorded in Volume 19 of Plats, page 69, records of said county;

AND all of those portions of the alley adjoining Lots 16, 17, and 18 and Lots 19 and 22, Block 22, Burke and Farrar's Kirkland Addition to the City of Seattle, Division No. 9, as recorded in Volume 19 of Plats, page 69, records of King County, Washington.

Containing +285,099 square feet or 6.5450 acres more or less.

Situate in the County of King, State of Washington, and described as follows:

PARCEL 1:

Lots 5, 6, and 7, Block 21, Burke & Farrar's Kirkland Addition to the City of Seattle, Division No. 9, according to the plat thereof recorded in Volume 19 of Plats, page 69, in King County, Washington;

TOGETHER WITH Lots 16, 17, 18, 19, 20, 21, 22, and 23, Block 22, said Burke & Farrar's Kirkland Addition to the City of Seattle, Division No. 9;

EXCEPT that portion of said Lot 16, described as follows:

Beginning at the northwest corner of said Lot 16;
 thence south $80^{\circ}42'53''$ east, along the north line of said Lot 16, for 101.06 feet;
 thence south $0^{\circ}57'06''$ west, parallel with the west line of said Lot 16, for 113.00 feet;
 thence north $89^{\circ}01'22''$ west, parallel with the south line of said Lot 16, for 100.00 feet to the west line of said Lot 16;
 thence north $0^{\circ}57'06''$ east, along said west line, for 127.60 feet to the northwest corner of said Lot 16 and the point of beginning;
 EXCEPT THAT PORTION OF SAID Lot 18 conveyed to King County for Northeast 108th Street (Tacoma Avenue Improvement Road NO. 1909) as disclosed by survey recorded June 26, 1979 under King County Recording Number 7906269009;

TOGETHER WITH Lots 24, 25, 26, 27, 28, 29, and 30, Block 23, said Burke & Farrar's Kirkland Addition to the City of Seattle, Division No. 9;
 EXCEPT that portion of said Lots 28, 29, and 30, acquired in fee by the Municipality of Seattle under Condemnation Proceedings in King County Superior Court Case No. 730713;

ALSO EXCEPT that portion of said Lot 30 conveyed to King County for road purposes by Deed recorded under King County Recording Number 2761967;

TOGETHER WITH Lot 17, Kirkland-Juanita Acre Tracts, according to the plat thereof recorded in Volume 16 of Plats, page 63, in King County, Washington;

EXCEPT the west 90.00 feet of the east 540.00 feet of the north 125.00 feet thereof;

ALSO EXCEPT the north 130.00 feet of the west 90.84 feet thereof;

and

ALSO EXCEPT the north 133.00 feet of the east 450.00 feet thereof;

TOGETHER WITH Lots 18, 19, 20, 21, said Kirkland-Juanita Acre Tracts;
EXCEPT that portion of said Lot 20 conveyed to King County for road purposes by Deed recorded under King County Recording Number 2761966;
ALSO EXCEPT that portion of said Lot 21, acquired in fee by the Municipality of Seattle under Condemnation Proceedings in King County Superior Court Case No. 730713;

TOGETHER WITH that portion of the unnamed platted street, as vacated under City of Kirkland Ordinance NO. 824, lying between Lots 20 and 21, said Kirkland-Juanita Acre Tracts;

TOGETHER WITH that portion of the unnamed platted street, as vacated under Commissioners Journal No. 39, page 79, King County, Washington, lying between the southerly line of Lot 21, said Kirkland-Juanita Acre Tracts and the northerly margin of the Northern Pacific Railway Passing through Section 32, Township 26 North, Range 5 East, W.M., in King County, Washington.

PARCEL 2:

Lots 38, 39, and 40, said Kirkland-Juanita Acre Tracts;
EXCEPT the north 25.00 feet of the east 250.00 feet of said Lot 40;
ALSO EXCEPT south 30.00 feet of said Lot 38 for road purposes;
ALSO EXCEPT the north 30.00 feet of said Lot 38 for road purposes;
EXCEPT that portion of Lot 38 conveyed to King County for Tacoma Avenue Extension Road No. 1227 by Deed recorded under King County Recording Number 2761970;
AND EXCEPT that portion of Lot 39 conveyed to King County for Tacoma Avenue Extension Road No. 1227 as disclosed by survey recorded on June 26, 1979 under King County Recording Number 7906299009.

BE IT FURTHER RESOLVED AND NOTICE OF HEARING:

2) That said public hearing will be held before the Kirkland City Council in its chambers in the Kirkland Council Building on July 6, 1987, at 7:30 p.m.

PASSED by majority vote of the Kirkland City Council in regular, open meeting on the 1st day of June, 1987.

SIGNED IN AUTHENTICATION thereof on the 1st day of June,
1987.

Darin Cooper
Mayor

Attest:

James J. [unclear]
City Clerk

6655C/142A/BK:cw