ADM-C 12/26/95

RESOLUTION R-__3945__

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND RELINQUISHING ANY INTEREST EXCEPT PEDESTIAN AND UTILITY EASEMENTS IN UNDEVELOPED STREETS AS REQUESTED IN FILE NO. NU-95-59.

Whereas, the City has received a request to permanently abandon certain rights to the land originally dedicated in 1890 as right-of-way abutting a portion of the plat of Lake Avenue Addition to Kirkland; and

Whereas, the Laws of 1889, Chapter 19, Section 32, provides that any county road which remains unopened for five years after authority is granted for opening the same is vacated; and

Whereas, the area which is the subject of this request was annexed to the City in 1967 and subsequently used for utility purposes; and

Whereas, in this context it is in the public interest to resolve this matter by agreement,
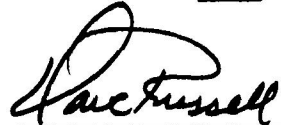
Now, therefore, be it resolved by the City Council of the City of Kirkland as follows:

Section 1. As requested in File No. NU-95-59, the City Council of the City of Kirkland hereby relinquishes any interest other than a public pedestrian and utility easement in the following areas:

That portion of right-of-way dedicated in the plat of Lake Avenue Addition to Kirkland, Volume 6 of Plats, Page 86, Records of King County, and identified in said plat as Harrrison Avenue (now shown as N.E. 98th Street) which abuts Lots 10 through 18 in Block 8 and/or Lots 1 through 6 in Block 9 of said plat; Provided that, the public pedestrian and utility easement over the above-described portion of N.E. 98th may be replaced by an alternative public pedestrian and utility easement, satisfactory to the City, at such time as the existing sewer main is relocated or its existing location is established by survey.

Passed by majority vote of the Kirkland City Council in regular, open meeting this _20th_ day of _June_, 1995.

Signed in authentication thereof this 20th day of _June_, 1995.

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MAYOR

Attest:

_____
City Clerk