

RESOLUTION NO. 4014

A RESOLUTION OF THE CITY OF KIRKLAND EXPRESSING AN INTENT TO VACATE A PORTION OF A RIGHT-OF-WAY FILED BY MICHAEL R. JONES, FILE NUMBER VC-96-15.

WHEREAS, the City has received an application filed by Michael R. Jones to vacate a portion of a right-of-way; and

WHEREAS, by Resolution Number R-4003, 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 the 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 to be vacated;

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

Section 1. The Findings and Conclusions as set forth in the Recommendation of the Department of Planning and Community Development contained in File Number VC-96-15 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 meets the following conditions:

- (a) Pays to the City \$15,500 as compensation for vacating this portion of the right-of-way.
- (b) Within seven (7) calendar days after the final public hearing, the applicant shall remove all public notice signs and return them to the Department of Planning and Community Development.

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:

See Exhibit A.

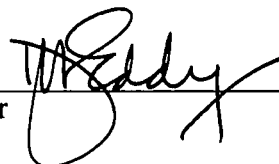
Section 5. Certified or conformed copies of this resolution shall be delivered to the following within seven (7) days of the passage to this resolution:

- (a) Applicant

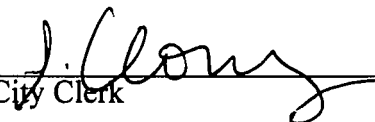
- (b) Department of Planning and Community Development of the City of Kirkland
- (c) Fire and Building Departments of the City of Kirkland
- (d) Public Works Department of the City of Kirkland
- (e) The City Clerk for the City of Kirkland.

PASSED by majority vote of the Kirkland City Council on the 21st day of May, 1996.

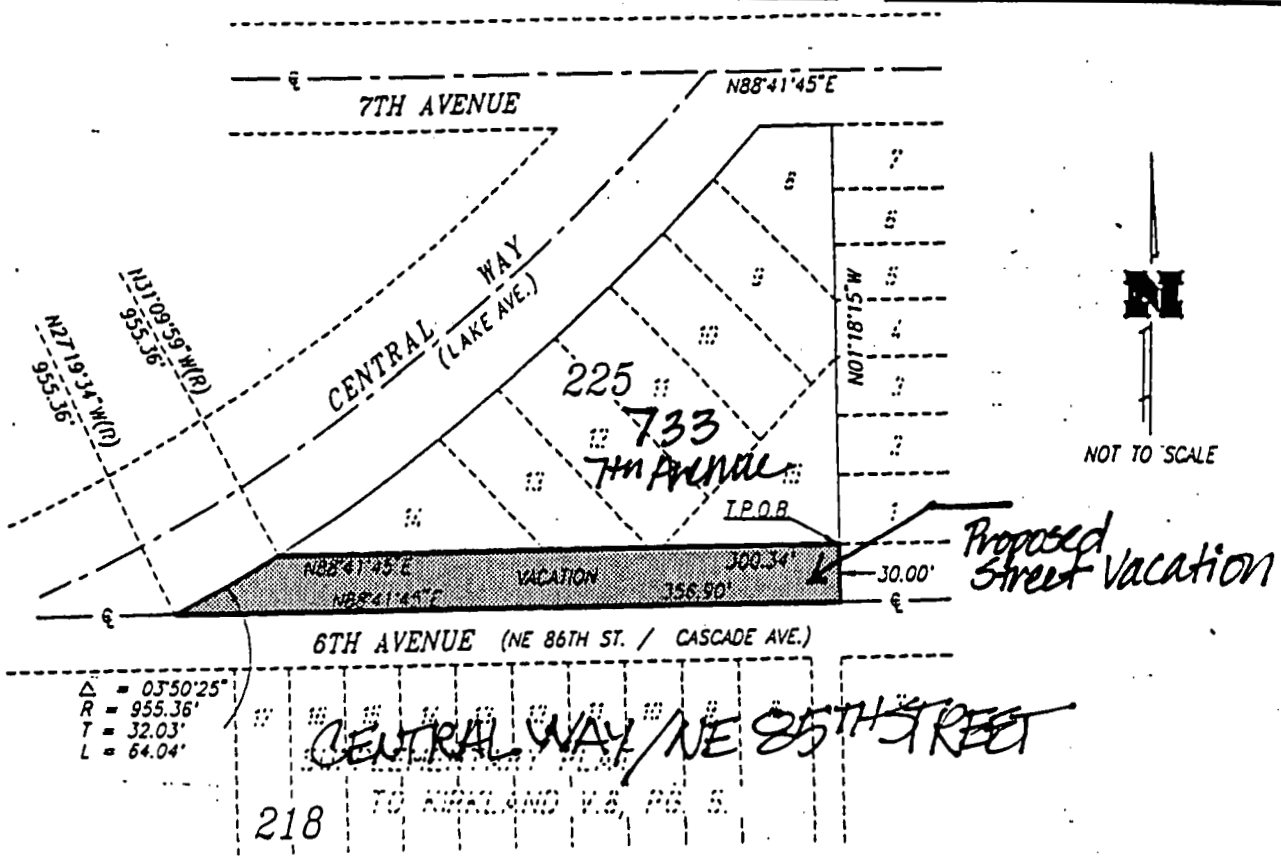
SIGNED IN AUTHENTICATION THEREOF on the 21st day of May, 1996.

Mayor 

ATTEST:

Deputy City Clerk 

WRES96-15.NOV/5-8-96/JS:ct



JONESCO JOB NO. 9057-96 JANUARY 31, 1996

LEGAL DESCRIPTION:

Beginning at the Southeast corner of Lot 15 and the North margin of 6th Avenue (N.E. 86th Street/Cascade Avenue), Block 225, Supplementary Plat to Kirkland as recorded in Volume 8, page 5, records of King County, Washington;

Thence South 01°18'15" East a distance of 30 feet to the centerline of 6th Avenue (N.E. 86th Street/Cascade Avenue);

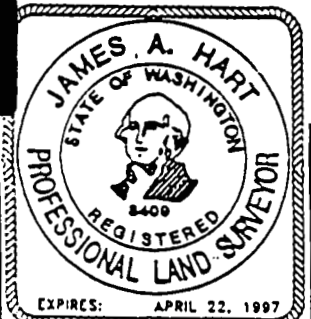
Thence South 88°41'45" West along the centerline of 6th Avenue, a distance of 356.90 feet to the Southerly margin of Central Way (Lake Avenue);

Thence Northeasterly along the Southerly margin of Central Way through a central angle of 03°50'25", with a radius of 955.36 feet, whose radial center bears South 27°19'34" West, an arc distance of 64.04 feet to the Southwest corner of Lot 14, Block 225 of said Plat;

Thence North 88°41'45" East along the Southerly margin of Block 225 300.34 feet to the True Point of Beginning.

Containing 9835 square feet plus or minus.

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JIM HART
AND ASSOCIATES
PROFESSIONAL
LAND SURVEYORS
220 - 8th St. KIRKLAND, WASHINGTON 98034
PHONE (206) 822-4171

LEGAL DESCRIPTION
for: JONESCO

SHEET 1 OF 1

SCALE: N/A	DATE: 1-31-96
FIELD BOOK: N/A	
DRAWN BY: DJR	
CHECKED BY: JAH	
APPROV BY: JAH	
PROJECT NO. 9057-96	