

RESOLUTION R- 4155

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND REPEALING RESOLUTION NO. 4063. THIS RESOLUTION REPLACES RESOLUTION NO. 4063 AND RELINQUISHES ANY INTEREST THE CITY MAY HAVE, EXCEPT A SEWER EASEMENT, IN A CERTAIN PORTION OF UNDEVELOPED NE 98<sup>TH</sup> STREET AND NEARBY ALLEYS.

WHEREAS, Section 1 of Resolution No. 4063 as passed in 1997 contained a mistake in the legal description which is corrected by this Resolution; and

WHEREAS, the City has received a request to permanently abandon certain rights to the land originally dedicated in 1889 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 City of Kirkland was incorporated as a municipal corporation in 1905; and

WHEREAS, in this context it is in the public interest to resolve this matter by agreement,

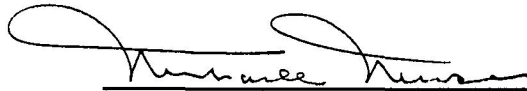
NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Kirkland as follows:

Section 1. The City Council of the City of Kirkland hereby repeals Resolution No. 4063. This Resolution replaces Resolution No. 4063 and the City Council of the City of Kirkland hereby relinquishes any interest other than a sewer easement the City may have in the following areas:

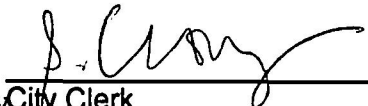
Those portions of rights-of-way dedicated in the plat of Lake Avenue Addition to Kirkland, Volume 6, Page 86, King County, Washington, now identified as NE 98<sup>th</sup> Street or 16-foot wide alleys, being the half-width of mapped rights-of-way abutting Lots 7, 8 or 9 of Block 9 of said plat or abutting the north side of Lots 10 or 11 of Block 9 of said plat; provided that the City of Kirkland retains, and hereby notes the abutters' agreement for retention of a sewer easement in said area.

Passed by majority vote of the Kirkland City Council in regular, open meeting this 17th day of November, 1998.

Signed in authentication thereof this 17 day of November, 1998.

  
MAYOR

Attest:

  
Deputy City Clerk

Resolrepeal