

20041014000518

RESOLUTION R - 4461

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND RELINQUISHING ANY INTEREST THE CITY MAY HAVE, EXCEPT FOR A UTILITY EASEMENT, IN AN UNOPENED ALLEY AS DESCRIBED HEREIN AND REQUESTED BY PROPERTY OWNERS CHRISTOPHER AND ANGELA BENDER.

WHEREAS, the City has received a request to permanently abandon any rights to the land originally dedicated in 1891 as right-of-way abutting a portion of the Supplementary Plat 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 of Kirkland, with the relevant right-of-way having been unopened; and

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

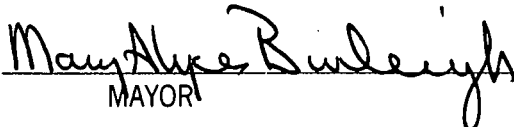
Now, therefore, be it resolved by the City Council of the City of Kirkland as follows:

Section 1. As requested by property owners Christopher and Angela Bender, the City Council of the City of Kirkland hereby relinquishes all interest it may have, if any, except for a utility easement, in the portion of right-of-way as follows:

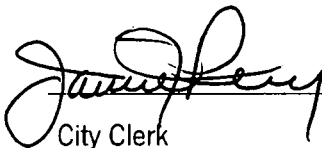
A portion of unopened alley being identified as the south 8 feet of unopened alley abutting the north boundary of Lots 46 and 47, and the west 20 feet of lot 48, Block 239, SUPPLEMENTARY PLAT TO KIRKLAND, according to the plat thereof recorded in Volume 8 of Plats, page 5, records of King County, Washington.

Passed by majority vote of the Kirkland City Council in open meeting this 5th day of October, 2004.

Signed in authentication thereof this 5th day of October, 2004.


MAYOR

Attest:


City Clerk