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RESOLUTION R - 4497

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 OWNER CHRISTOPHER TOHER.

WHEREAS, the City has received a request to permanently abandon any rights to the land originally dedicated in 1890 as right-of-way abutting a portion of the Blewett's 1st 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 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 owner Christopher Toher, 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:

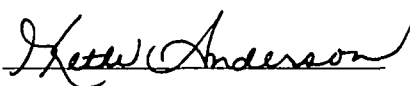
A portion of unopened alley being identified as the northeasterly 8 feet of unopened alley abutting the southwesterly boundary of the following described property: The northwesterly one half of Lot 4 and all of Lots 5 and 6, Block 30, of BLEWETT'S 1st ADDITION TO KIRKLAND, according to the plat thereof recorded in Volume 6 of plats, page 82, records of King County, Washington.

Passed by majority vote of the Kirkland City Council in open meeting this 19th day of April, 2005.

Signed in authentication thereof this 19th day of April, 2005.


MAYOR

Attest:


City Clerk