

2006 0605001514

RESOLUTION R - 4576

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND RELINQUISHING ANY INTEREST THE CITY MAY HAVE IN AN UNOPENED ALLEY AS DESCRIBED HEREIN AND REQUESTED BY PROPERTY OWNERS BENJAMIN AND CONSTANCE CASADY.

WHEREAS, the City has received a request to recognize that any rights to the land originally dedicated in 1890 as right-of-way abutting a portion of the Town of Kirkland have been vacated by operation of law; and

WHEREAS, the Laws of 1889, Chapter 19, Section 32, provide that any county road which remains unopened for five years after authority is granted for opening the same is vacated by operation of law at that time; 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 Benjamin and Constance Casady, the City Council of the City of Kirkland hereby recognizes that the following described right of way has been vacated by operation of law and relinquishes all interest it may have, if any, in the portion of right-of-way described as follows:

That portion of Block 170, TOWN OF KIRKLAND, according to the plat thereof recorded in Volume 6 of Plats, Page 64, records of King County, Washington, described as follows:

Beginning at the Southwest corner of Lot 12, said Block 170;  
thence Southerly on the extension of the West line of said Lot 12, a distance of 8.00 feet to the centerline of the 16 foot wide alley abutting the Southerly line of said Lot 12;  
thence Easterly along said centerline to a point on the centerline of that 16 foot wide alley abutting the Westerly line of Lots 1 through 8, said Block 170;  
thence Northerly along said centerline to a point on the Easterly extension of the Northerly line of Lots 9 through 12, said Block 170;  
thence Westerly along said extension, a distance of 8.00 feet to the Northeast corner of said Lot 9;  
thence Southerly along the Easterly line of said Lot 9 to the Southeast corner of said Lot 9;  
thence Westerly along the Southerly line of said Lots 9 through 12 to the point of beginning.

Section 2. This resolution does not affect any third party rights in the property, if any.

Passed by majority vote of the Kirkland City Council in open meeting this 16th day of May, 2006.

Signed in authentication thereof this 16th day of May, 2006.

  
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MAYOR

Attest:

  
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City Clerk