



## King County

### **Dow Constantine**

King County Executive  
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August 27, 2020

The Honorable Claudia Balducci  
Chair, King County Council  
Room 1200  
C O U R T H O U S E

Dear Councilmember Balducci:

This letter transmits a proposed Ordinance that, if enacted, would deny the vacation of King County's interest in a portion of unnamed road right-of-way in the Plat of Rosehilla Beach, containing an area of approximately 9,512 square feet located on Maury Island, unincorporated King County.

Adoption of the ordinance will deny the petition to convert this right-of-way to the private use and ownership of the petitioner, Jon Franzel. The subject platted right-of-way provides direct connection to Puget Sound. With limited exceptions, vacation of right-of-way abutting on bodies of salt or fresh water is prohibited under Revised Code of Washington (RCW) 36.87.130.

Although the findings in the attached County Road Engineer's Report for this road vacation show that the subject right-of-way has no use as part of the County road system, the right-of-way abuts on Puget Sound and vacation in this residential area to a private party is prohibited by statute. Therefore, it is the recommendation of the County Road Engineer and the Director of Road Services that the vacation be denied.

The procedure for vacation of the subject portion of right-of-way is set forth in King County Code (KCC) section 14.40 and the RCW Chapter 36.87, which establishes the right of abutting property owners to petition a County legislative body for the vacation of road rights-of-way. KCC requires the County Council issue the final determination on all road vacation petitions.

Enactment of this proposed Ordinance aligns with the King County Strategic Plan for delivering consistent, responsive, and equitable, high-quality services to residents, cities and

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districts, exercising sound financial and risk management, and building King County's long-term fiscal strength.

After introduction of the proposed Ordinance and the establishment of a public hearing date by the Hearing Examiner, a notice of the public hearing is posted on-site of the road vacation. After the public hearing, the Hearing Examiner will prepare final recommendations to the King County Council. Recommendations of the Hearing Examiner will be heard by the Council per KCC 14.40.

Thank you for your consideration of this proposed ordinance. If your staff have any questions, please feel free to contact Rick Brater, Director of Road Services Division, at 206-477-3601.

Sincerely,



for

Dow Constantine  
King County Executive

Enclosure

cc: King County Councilmembers  
ATTN: Carolyn Busch, Chief of Staff  
Melani Pedroza, Clerk of the Council  
Dwight Dively, Director, Office of Performance, Strategy and Budget  
John Taylor, Director, Department of Local Services (DLS)  
Rick Brater, P.E, Director, Road Services Division, DLS  
JoAnn Kosai-Eng, P.E., County Road Engineer, Road Services Division, DLS  
Leslie Drake, Road Property Program Manager, Road Services Division, DLS