

Return Address:
Clerk of the Council
Metropolitan King County Council
516 Third Avenue Room 1200
Seattle, WA 98104

Please print or type information **WASHINGTON STATE RECORDER'S Cover Sheet** (RCW 65.04)

Document Title(s) (or transactions contained therein): (all areas applicable to your document <u>must</u> be filled in)	
1. Ordinance 19368 AN ORDINANCE authorizing the vacation of a portion of S. 278th Street, File V-2737; Petitioners: Estate of Marlene Marie McCartney, James D. McCartney Personal Representative; Rose Mary and Ryan Dowd; Sharon and Robert Kiyohara; and Estate of Miriam M. Helgeland, Jerilyn Helgeland Personal Representative.	
Reference Number(s) of Documents assigned or released: Additional reference #'s on page _____ of document	
Grantor(s) (Last name, first name, initials) 1. King County, Washington Additional names on page _____ of document.	
Grantee(s) (Last name first, then first name and initials) 1. King County, Washington 2. _____ Additional names on page _____ of document.	
Legal description (abbreviated: i.e. lot, block, plat or section, township, range) That portion of South 278 th Street as deeded to King County by deed recorded... Additional legal is on page 2 of document.	
Assessor's Property Tax Parcel/Account Number 7351000180, 7351000130, 7351000120, 7967600140	<input type="checkbox"/> Assessor Tax # not yet assigned
The Auditor/Recorder will rely on the information provided on the form. The staff will not read the document to verify the accuracy or completeness of the indexing information provided herein.	

I am requesting an emergency nonstandard recording for an additional fee as provided in RCW 36.18.010. I understand that the recording processing requirements may cover up or otherwise obscure some part of the text of the original document.

Signature of Requesting Party



KING COUNTY
Signature Report

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Ordinance 19368

Proposed No. 2021-0322.2

Sponsors Balducci

1 AN ORDINANCE authorizing the vacation of a portion of
2 S. 278th Street, File V-2737; Petitioners: Estate of Marlene
3 Marie McCartney, James D. McCartney Personal
4 Representative; Rose Mary and Ryan Dowd; Sharon and
5 Robert Kiyohara; and Estate of Miriam M. Helgeland,
6 Jerilyn Helgeland Personal Representative.

7 STATEMENT OF FACTS:

- 8 1. A petition has been filed requesting vacation of a portion of S. 278th
9 Street, hereinafter described.
- 10 2. The department of local services notified utility companies serving the
11 area and King County departments of the proposed vacation and were
12 advised that no utility requires an easement over the vacation area. The
13 vacation shall not extinguish the rights of any utility company to any
14 existing easements for facilities or equipment within the vacation area.
- 15 3. The department of local services's records indicate that this segment of
16 right of way is unopened and unmaintained.
- 17 4. The department of local services considers the subject portion of right
18 of way useless as part of the county road system, believes the public
19 would benefit by the return of this segment of right of way to the public
20 tax rolls, and recommends approval of the vacation.

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21 6. Due notice was given in the manner provided by law. The office of the
22 hearing examiner held the public hearing on October 21, 2021.

23 7. As detailed in the November 3, 2021, recommendation, the hearing
24 examiner found that the road segment subject to this petition is not useful
25 as part of the King County road system, concluded that the vacation of this
26 segment of road will benefit the public through the transfer of
27 responsibility for management and return of the property to the public tax
28 roll, and recommended requiring, as a condition of vacation, compensation
29 for two of the petitioners and no compensation for the other two.

30 8. For the reasons stated in the examiner's November 3, 2021, report and
31 recommendation, the council determines that it is in the best interest of the
32 citizens of King County to grant said petition and vacate the right of way.

33 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

34 SECTION 1. The council, on the effective date of this ordinance, vacates and
35 abandons a portion of S. 278th Street right of way as deeded to King County as described
36 below:

37 That portion of South 278th Street as deeded to King County by deed
38 recorded in Book 1527 of Deeds, Page 264, records of King County,
39 Washington and being delineated on the unrecorded Plat of Star Lake Five
40 Acre Tracts, being more particularly described as follows;
41 BEGINNING at the intersection of the Southerly margin of South 278th
42 Street and the Easterly margin of South Star Lake Road, as delineated on
43 the plat of The Riviera, recorded in Volume 78 of Plats, Page 81, records

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44 of King County, Washington, point being the Northernmost corner of Lot

45 18 of said plat;

46 THENCE North 18°14'21" East, 20.54 feet along said Easterly margin to

47 the Northerly margin of said South 278th Street;

48 THENCE South 58°39'00" East, 435.96 feet along said Northerly margin

49 to the Westerly margin of 40th Avenue South to a point being the

50 Southwest corner of that portion of said 40th Avenue South vacated by

51 King County Ordinance 10412, recorded under Recording Number

52 20020301001076, records of King County, Washington;

53 THENCE South 14°18'55" West, 20.92 feet along said Westerly margin of

54 South 40th Avenue South to the Easternmost corner of Lot 12 of said plat

55 of The Riviera;

56 THENCE North 58°39'00" West, 437.43 feet along the North line of said

57 plat to the POINT OF BEGINNING.

58 Containing 8,734 square feet, more or less.

59 SECTION 2. For the right-of-way abutting parcels 735100-0180 (McCartney)

60 and 735100-0130 (Dowd), there is no compensation requirement or contingencies, and

61 vacation is operative on the effective date of this ordinance.

62 SECTION 3. For the right-of-way abutting parcel 735100-0120 (Kiyohara),

63 vacation is CONTINGENT on petitioner paying \$809 to King County within 90 days of

64 the date the council takes final action on this ordinance. If King County does not receive

65 \$809 by that date, there is no vacation and the associated right-of-way remains King

66 County's. If payment is timely received, the clerk shall record an ordinance against

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67 parcel 735100-0120. Recording an ordinance will signify that payment has been received,
68 the contingency is satisfied, and the right-of-way associated with parcel 735100-0120 is
69 vacated.

70 SECTION 4. For the right-of-way abutting parcel 735100-0140 (Helgeland),
71 vacation is CONTINGENT on petitioner paying \$6,684 to King County within 90 days of
72 the date the council takes final action on this ordinance. If King County does not receive
73 \$6,684 by that date, there is no vacation and the associated right-of-way remains King
74 County's. If payment is timely received, the clerk shall record an ordinance against
75 parcel 735100-0140. Recording an ordinance will signify that payment has been

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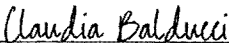
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- 76 received, the contingency is satisfied, and the right-of-way associated with parcel
77 735100-0140 is vacated.

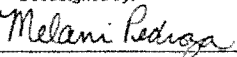
Ordinance 19368 was introduced on 9/7/2021 and passed by the Metropolitan King County Council on 12/7/2021, by the following vote:

Yes: 8 - Ms. Balducci, Mr. Dembowski, Mr. Dunn, Ms. Kohl-Welles,
Mr. McDermott, Mr. Upthegrove, Mr. von Reichbauer and Mr.
Zahilay
Excused: 1 - Ms. Lambert


KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

DocuSigned by:

7E1C273CE994B6...
Claudia Balducci, Chair

ATTEST:

DocuSigned by:

8DE1BB375AD3422...
Melani Pedroza, Clerk of the Council

APPROVED this ____ day of 12/15/2021, _____.

DocuSigned by:

4FBCAB8196AE4C6...
Dow Constantine, County Executive

Attachments: A. Hearing Examiner Report 11/3/2021

The Hearing Examiner Report dated November 3, 2021 can be found at this link:

<https://mkcclegisearch.kingcounty.gov/LegislationDetail.aspx?ID=5089929&GUID=AED6A625-88D8-45E9-BD09-EA574920285D&Options=ID|Text|&Search=2021-0322>