



## Legislation Details (With Text)

**File #:** 2003-0182      **Version:** 2

**Type:** Ordinance      **Status:** Passed

**File created:** 4/28/2003      **In control:** Hearing Examiner

**On agenda:**      **Final action:** 7/7/2003

**Enactment date:** 7/17/2003      **Enactment #:** 14705

**Title:** AN ORDINANCE authorizing the vacation of a portion of SW 261st Street, File V-2454. Petitioners: Lise Ellner and Tamalyn Nigretto.

**Sponsors:** Cynthia Sullivan

**Indexes:** Vacation

**Code sections:**

**Attachments:** 1. Ordinance 14705.pdf, 2. 2003-0182 Hearing Notice.doc, 3. 2003-0182 Transmittal Letter.doc, 4. A. Drainage Access Easement, 5. B. Drainage Easement

Date	Ver.	Action By	Action	Result
7/7/2003	2	Metropolitan King County Council	Passed	Pass
4/28/2003	1	Metropolitan King County Council	Introduced and Referred	

Clerk 07/02/2003

AN ORDINANCE authorizing the vacation of a portion of SW 261st Street, File V-2454. Petitioners: Lise Ellner and Tamalyn Nigretto.  
STATEMENT OF FACTS:

1. A petition has been filed requesting vacation of that portion of SW 261st Street hereinafter described.
2. The department of transportation notified the various utility companies serving the area and has been advised that utility easements were not required within the vacation area.
3. The department of transportation records indicates that King County has not been maintaining SW 261st Street. The records indicate that no public funds have been expended for its acquisition.
4. The department of transportation considers the subject portion of the right-of-way useless as part of the county road system and believes the public would benefit by the return of this unused area to the public tax rolls provided a drainage easement is reserved.

5. A drainage easement for stormwater facilities in the SW 261st Street right-of-way was acquired by King County and filed under recording 20030109002041

<<http://146.129.54.93:8193/opr/oprResults.asp?num=20030109002042&ms=0&dt=1%2F9%2F03>>

6. An access easement across the petitioner's property for access to stormwater drainage facilities for maintenance purposes was acquired by King County and filed under recording 20030109002042 <<http://146.129.54.93:8193/opr/oprResults.asp?num=20030109002042&ms=0&dt=1%2F9%2F03>> as described in Attachment B to this ordinance

7. The right-of-way is classified as "C-Class" and, in accordance with K.C.C. 14.40.020, the compensation due King County is based on percent of the assessed value of the subject right-of-way which was determined from records of the department of assessments. King County has agreed to waive the compensation in exchange for the access and drainage easements.

Due notice was given in the manner provided by law and a hearing was held by the office of the hearing examiner on the 4 day of June, 2003.

In consideration of the benefits to be derived from the subject vacation, the council has determined that it is in the best interest of the citizens of King County to grant said petition.

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

SECTION 1. The council, on the \_\_\_\_ day of \_\_\_\_\_, 2003, hereby vacates and

abandons that portion of SW 261st Street as conveyed to King County in the Martinolich Addition to Dockton

as recorded in Volume 22 of Plats, Page 74, records of King County, Washington described as follows:

A portion of Government Lot 2 in Section 30, Township 22 North, Range 3 East,

W.M., King County Washington, described as follows: That portion of the 30 foot

wide SW 261st Street right-of-way adjacent to Lots 13, 14, 15 and 16

of Martinolich Addition to Dockton as recorded in Volume 22 of Plats, Page 74,

records of King County, Washington.