



## Legislation Text

---

**File #:** 2006-0300, **Version:** 2

---

Clerk 2/28/2007

AN ORDINANCE authorizing the vacation of a portion of 2nd Avenue South,  
File V-2484; Petitioners: Peter and Gina Nunan.

### STATEMENT OF FACTS:

1. A petition has been filed requesting vacation of a portion of 2nd Avenue South hereinafter described.
2. The department of transportation notified the various utility companies serving the area and has been advised that easements have either been obtained or are not required within the vacation area.
3. The department of transportation records indicates that King County has not been maintaining 2nd Avenue South. 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 King County road system and believes the public would benefit by the return of this unused area to the public tax rolls.
5. 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 fifty percent of the assessed value of the subject right of way, which was determined from records of the department of assessments. King County is in receipt of \$24,182.50 from the petitioners.

Due notice was given in the manner provided by law and a hearing was held by the office of the

hearing examiner on the 6th day of September 2006.

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 effective date of this ordinance, hereby vacates and abandons that portion of 2nd Avenue South as conveyed to King County by the recording of Assessor's Plat of Panorama Heights recorded in Volume 46 of Plats, Page 32, records of King County, Washington as described below:

That portion of the northwesterly thirty feet of 2nd Avenue South right of way, adjacent and abutting the southeasterly line of Lot 116, Assessor's Plat of Panorama Heights recorded in Volume 46 of Plats, Page 32, records of King County, Washington.

SECTION 2. The vacation approved by this ordinance is subject to the following condition:

That all future maintenance of the stormwater drainage features located within the vacation area shall be the responsibility of the petitioners Peter and Gina Nunan, their successors or assigns.