



## Legislation Text

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**File #:** 2005-0326, **Version:** 2

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Clerk 11/29/2005

AN ORDINANCE authorizing the vacation of a portion of Southeast 40th Street,  
File V-2494, Petitioners: Stephen and Claudia Handley.

### STATEMENT OF FACTS:

1. A petition has been filed requesting vacation of a portion of Southeast 40th Street hereinafter described.
2. The department of transportation notified the various utility companies serving the area and has been advised that easements were not required within the vacation area.
3. The department of transportation records indicates that King County has been maintaining Southeast 40th 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.
5. The right-of-way is classified as "B-Class" and, in accordance with K.C.C. 14.40.020, the compensation due King County is based on seventy-five 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 \$2,157.00 from the petitioner.

Due notice was given in the manner provided by law and a hearing was held by the office of the hearing examiner on the 19th day of October, 2005.

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 Southeast 40th Street , abutting Lot 1, Block 4, as conveyed to King County by the recording of Leawood Addition, recorded in Volume 62, Page 90, records of King County, Washington as described below:

Beginning at the Southeast corner of said Lot 1; Thence North 88°32'34" West along South line 44.98 feet; to the TRUE POINT OF BEGINNING; Thence continuing along said South line 75.02 feet; Thence South 01°27'26" West 2.63 feet; Thence S85°44'18"E 19.27 feet; Thence North 02°27'27"East, 2.18 feet; Thence South 86°14'24" East 55.79 feet; Thence North 01°27'26" East 3.64 feet to the TRUE POINT OF BEGINNING.