



Legislation Details (With Text)

File #: 2018-0013 **Version:** 2

Type: Ordinance **Status:** Passed

File created: 1/8/2018 **In control:** Hearing Examiner

On agenda: **Final action:** 11/13/2019

Enactment date: 11/13/2019 **Enactment #:** 19014

Title: AN ORDINANCE authorizing the vacation of a portion of SE 184th Street, File V-2710; Petitioners: Robbie and Chree Donaldson, Monica L. and James N. Runyon, Duane and Michele D. Schilling and Steve K. Tran.

Sponsors: Joe McDermott

Indexes: Roads, Vacation

Code sections:

Attachments: 1. Ordinance 19014, 2. A. Hearing Examiner Report dated 9-18-19, 3. 2018-0013 legislative review form.pdf, 4. 2018-0013 transmittal letter, 5. 2018-0013 county road engineer report - July 13, 2017, 6. 2018-0013 fiscal note, 7. 2018-0013 notice of public hearing, 8. 2018-0013 V-2710 Notice of Hearing -- publish Seattle Time 2/14 and 2/21/18 Seattle Times, 9. 2018-0013 -Affidavit of Pub - vacation Runyon V2710.pdf, 10. 2018-0013 Affidavit of Posting by Roads.pdf, 11. 2018-0013 notice for Seattle Times, 12. V-2710 Notice of 2nd Hearing - for publishing, 13. V-2710 Signed Affidavit of posting 2nd hearing, 14. 2018-0013 DOT Staff Report, 15. 20191202120142954

Date	Ver.	Action By	Action	Result
11/13/2019	2	Metropolitan King County Council	Passed	Pass
1/7/2019	1	Metropolitan King County Council	Reintroduced	
1/8/2018	1	Metropolitan King County Council	Introduced and Referred	

Clerk 11/07/2019

AN ORDINANCE authorizing the vacation of a portion of SE 184th Street, File V-2710; Petitioners: Robbie and Chree Donaldson, Monica L. and James N. Runyon, Duane and Michele D. Schilling and Steve K. Tran.

STATEMENT OF FACTS:

1. A petition has been filed requesting vacation of a portion of SE 184th Street, hereinafter described.
2. The road services section notified utility companies serving the area and King County departments of the proposed vacation and has been advised that no utilities require easements over the vacation area. Vacation does not extinguish the rights of any utility company to any

existing easements for facilities or equipment within the vacation area.

3. Road services records indicate that King County has not expended public funds for the acquisition or maintenance of the subject portions of SE 184th Street right-of-way. The subject vacation area is an unopened right-of-way.

4. Due notice was given in the manner provided by law. The office of the hearing examiner held public hearings on February 27, 2018, and on August 27, 2019.

5. The examiner concluded that the subject portion of right-of-way is useless as part of the county road system, that the public will benefit from its vacation, and set the appropriate amount of compensation due from each petitioner.

6. For the reasons stated in the examiner's recommendation, the council determines that it is in the best interest of the citizens of King County to grant said petition and vacate the right-of-way, at the compensation levels set out in sections 1 through 4 of this ordinance.

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

SECTION 1. The council, on the effective date of this ordinance, hereby vacates and abandons a portion of SE 184th Street right-of-way abutting the Schilling property, parcel 400840-0191, as described below:

That portions of a 30-foot wide right-of-way for SE 184th Street lying within the Southwest Quarter of the Northeast Quarter of Section 36, Township 23 North, Range 5 East of the Willamette Meridian abutting Lot 13, Block 2 of the Plat of Lake Desire Summer Home Tracts according to the plat recorded in Volume 39 of Plats at page 44, Records of King County, Washington, situated in the County of King and State of Washington,

subject to the conditions set forth in this section. Vacation of 400840-0191 is contingent on petitioners paying \$3,882 to King County, within ninety days of the date the council takes final action. If King

County does not receive \$3,882 by that date, there is no vacation and the right-of-way associated with parcel 400840-0191 remains King County's. If payment is timely received, the clerk shall record this ordinance against parcel 400840-0191. Recording this ordinance against parcel 400840-0191 signifies that payment has been received, the contingency is satisfied, and the right-of-way associated with parcel 400840-0191 is vacated.

SECTION 2. The council, on the effective date of this ordinance, hereby vacates and abandons a portion of SE 184th Street right-of-way abutting the Runyon property, parcel 400840-0190, as described below:

That portions of a 30-foot wide right-of-way for SE 184th Street lying within the Southwest Quarter of the Northeast Quarter of Section 36, Township 23 North, Range 5 East of the Willamette Meridian abutting Lot 12, Block 2 of the Plat of Lake Desire Summer Home Tracts according to the plat recorded in Volume 39 of Plats at page 44, Records of King County, Washington, situated in the County of King and State of Washington,

subject to the conditions set forth in this section. Vacation of parcel 400840-0190 is contingent on petitioners paying \$7,803 to King County, within ninety days of the date the council takes final action. If King County does not receive \$7,803 by that date, there is no vacation and the right-of-way associated with parcel 400840-0190 remains King County's. If payment is timely received, the clerk shall record this ordinance against parcel 400840-0190. Recording this ordinance against parcel 400840-0190 signifies that payment has been received, the contingency is satisfied, and the right-of-way associated with parcel 400840-0190 is vacated.

SECTION 3. The council, on the effective date of this ordinance, hereby vacates and abandons a portion of SE 184th Street right-of-way abutting the Donaldson property, parcel 400840-0185, as described

below:

That portions of a 30-foot wide right-of-way for SE 184th Street lying within the Southwest Quarter of the Northeast Quarter of Section 36, Township 23 North, Range 5 East of the Willamette Meridian abutting Lot 11, Block 2 of the Plat of Lake Desire Summer Home Tracts according to the plat recorded in Volume 39 of Plats at page 44, Records of King County, Washington, situated in the County of King and State of Washington,

subject to the conditions set forth in this section. Vacation of parcel 400840-0185 is contingent on petitioners paying \$8,784 to King County, within ninety days of the date the council takes final action. If King County does not receive \$8,784 by that date, there is no vacation and the right-of-way associated with parcel 400840-0185 remains King County's. If payment is timely received, the clerk shall record this ordinance against parcel 400840-0185. Recording this ordinance against parcel 400840-0185 signifies that payment has been received, the contingency is satisfied, and the right-of-way associated with parcel 400840-0185 is vacated.

SECTION 4. The council, on the effective date of this ordinance, hereby vacates and abandons a portion of SE 184th Street right-of-way abutting the Tran property, parcel 400840-0175, as described below:

That portions of a 30-foot wide right-of-way for SE 184th Street lying within the Southwest Quarter of the Northeast Quarter of Section 36, Township 23 North, Range 5 East of the Willamette Meridian abutting Lots 11-12, Block 2 of the Plat of Lake Desire Summer Home Tracts according to the plat recorded in Volume 39 of Plats at page 44, Records of King County, Washington, situated in the County of King and State of Washington,

subject to the conditions set forth in this section. Vacation of 400840-0175 is contingent on the rights-of-way described in sections 1 through 3 of this ordinance being vacated. If all three of those rights-of-way are vacated, then the clerk shall record this ordinance against parcel 400840-0175. Recording this ordinance against parcel 400840-0175 signifies that the contingency is satisfied and the right-of-way associated with parcel 400840-0175 is vacated. If any right-of-way described in sections 1 through 3 of this ordinance is not vacated, there is no vacation of 400840-0175 and the right-of-way associated with parcel 400840-0175 remains King County's.