



## Legislation Text

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**File #:** 2020-0064, **Version:** 1

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Clerk 01/30/2020

AN ORDINANCE authorizing the vacation of a portion of 90th Ave SW, File V-2716; Petitioner: Stewart Schill and Weslie Brown.

### STATEMENT OF FACTS:

A petition has been filed requesting vacation of a portion of 90th Ave SW, hereinafter described.

2. The department of local services notified utility companies serving the area and King County departments of the proposed vacation and has been advised that Puget Sound Energy requires an easement over the vacation area. The vacation shall not extinguish the rights of any utility company to any existing easements for facilities or equipment within the vacation area.

3. The department of local services's records indicate that this segment of right of way is opened and partially maintained.

4. The department of local services considers the subject portion of right of way useless as part of the county road system and believes the public would benefit by the return of this segment of right of way to the public tax rolls and recommends approval of the vacation.

5. In accordance with K.C.C. 14.40.020, the value of the vacation area is fully offset by the costs to King County to manage and maintain this opened right of way and the present value of future property tax resulting in a determination of zero as compensation for the vacation of this section of right of way.

6. Due notice was given in the manner provided by law. The office of the hearing examiner held the public hearing on \_\_\_\_\_, \_\_\_\_\_, 20\_\_\_. As detailed in his \_\_\_\_\_, \_\_\_ 20\_\_

recommendation, the hearing examiner concluded that the road segment subject to this petition is not useful as part of the King County road system; that the vacation of this segment of road will benefit King County through the transfer of responsibility for management and maintenance of the right of way and the value to the public in property taxes; that such benefits fully offset the appraised value of the right of way; and recommends that the council approve the vacation with no additional monetary compensation from the petitioner. No additional monetary compensation is required from the petitioner for this road vacation.

7. 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 without a requirement of payment of monetary compensation.

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 90th Ave SW right of way as described below:

That portion of 90th Avenue Southwest abutting Lot 40 of Sandy Shores, according to the Plat thereof recorded in Volume 78 of Plats, pages 65 through 67, inclusive, in King County Washington, described as follows:

Beginning at the Northwesterly corner of said Lot 40, being on the East margin of 90th Avenue Southwest, as platted in said Plat of Sandy Shores;

Thence South 37°01'05" East, along said East margin, 37.54 feet to a point of curvature;

Thence continuing on said East margin on a curve to the right, with a radius of 45.00 feet and an arc length of 103.48 feet to the Southwest corner of said Lot 40;

Thence North 09°29'46" East 103.33 feet to the point of beginning.

Containing 2,980 square feet or 0.07 acres.