

Legislation Text

File #: 2003-0149, Version: 2

Clerk 05/21/2003

AN ORDINANCE authorizing the vacation of a portion of 107th Place NE, File

V-2437A, Petitioner: Bryan Loveless.

1. A petition has been filed requesting vacation of that portion of 107th Place NE hereinafter described.
2. The department of transportation notified the various utility companies serving the area and has been advised that all necessary easements within the vacation area have been obtained.
3. The department of transportation records indicates that King County has been maintaining the 107th Place NE right-of-way. The records indicate that no public funds have been expended for its acquisition.
4. A portion of an existing house encroaches onto the 107th Place NE right-of-way. A one-foot line around the perimeter of the encroaching structure is proposed as the vacation area. 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 \$879.54 from the petitioner.
6. A waiver of liability and hold harmless covenant was required as a condition of the subject road vacation. The covenant is shown as Attachment B to this ordinance. Due notice was given in the manner provided by law and a hearing was held by the office of the hearing examiner on the 1st day of May, 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 107th Place NE as conveyed to King County by

Quit-Claim Deed recorded in Volume 1237 of Deeds, Page 96, records of King County, Washington as described in Attachment A to this ordinance.