



## Legislation Text

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**File #:** 2007-0188, **Version:** 2

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Clerk 5/30/2007

AN ORDINANCE authorizing the vacation of a portion of 104th Avenue SW,

File V-2556; Petitioners: Charles and Carol Dawson.

### STATEMENT OF FACTS:

1. A petition has been filed requesting vacation of a portion of 104th Avenue SW 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 104th Avenue SW. 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 \$6,313.44 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 2nd day of May 2007.

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 104th Avenue SW (also known as Summit Avenue) as conveyed to King County by the recording of the Plat of Innaha, recorded in Volume 16 of Plats, Page 10, records of King County, Washington as described below:

That portion of the easterly thirty (30) feet of 104th Avenue Southwest (also known as Summit Avenue) abutting and adjacent to the west line of

Lot 5, Block 2, in the Plat of Innaha recorded in Volume 16 of Plats, Page 10, records of King County, Washington.