

ORDINANCE NO. 4085

AN ORDINANCE relating to the vacation of a portion
of 83rd Avenue S.W. V-1608
Petitioner: William J. Jagger and Ohters

STATEMENT OF FACTS

1. A petition has been filed requesting vacation of a portion of 83rd Avenue S.W., hereinafter described.

2. The Department of Public Works notified the various utilities serving the area and were advised that easements are not required.

3. The Division of Building and Land Development has studied the subject proposed road vacation and finds that two east-west roads abutting the subject portion are still potentially usable public right-of-ways (Emerson Avenue and Bowdoin Avenue). As such, they recommend retaining that portion of 83rd Avenue S.W. right-of-way needed for a tie between these two streets. Subject to this exception, they have no objection to the proposed vacation.

4. The vacation area is a portion of a street shown on the Map of Chautauqua Beach, which was recorded on May 31, 1888. The abutting portion of 83rd Avenue S.W., to the north of this vacation area, was vacated on October 26, 1964. The Department of Public Works found no evidence that the vacation area has ever been open as a road. A search of the records indicates that the County has spent no funds for its acquisition or maintenance. Right of way would, therefore, be classified "C Class" in accordance with County Ordinance No. 2759.

5. The description furnished on the petition has been revised to incorporate the recommendations of the Division of Building and Land Development to retain that portion of 83rd Avenue S.W. right-of-way needed for a tie between Emerson Avenue and Boudoin Avenue.

6. The Department of Public Works considers the subject right of way useless as part of the County road system and believes the public would be benefited by the return of this unused area to the public tax rolls.

Due notice was given in the manner provided by law and a hearing was held by the King County Council on the 13th day of February, 1979.

In consideration of the benefits to be derived from the subject vacation,

1 the Council has determined that it is in the best interest of the citizens
2 of King County to grant said petition.

3 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

4 SECTION 1. The Council on the 13th day of February, 19 79,
5 hereby vacates and abandons the portion of 83rd Avenue S.W., described as
6 follows:

7 All that portion of 83rd Avenue S.W., also known as Longfellow
8 Avenue on the Map of Chautauqua Beach as now recorded in
9 Volume 2 of Plats, page 150, Records of King County, Washington,
described as follows:

10 Beginning at the intersection of the South line of that portion
11 of said 83rd Avenue S.W. vacated by King County Order of Vaca-
12 tion on October 26, 1964, and the East line of Block 85 said
13 Chautauqua Beach; thence Southerly along the East line of
Blocks 85 and 86 and continuing southerly along the east line
of Block 89 to the Northerly line of W. L. Livesley No. 2 Road
as established in 1929 and recorded in Volume 30 of County
Commissioners Journal, page 81, records of King County,
Washington;

14 Thence Northeasterly along said Northerly line to its inter-
15 section with the Northwesterly line of Block 1 of said
16 Chautauqua Beach; thence Northerly to the most Westerly point
17 of Block 2 and continuing Northerly to the most Westerly point
18 of Block 3 and continuing Northerly to the Southerly point of
19 the straight line of West line of Block 12 said Chautauqua
20 Beach; thence continuing Northerly along said West line to the
21 South line of afore described Vacation Order of October 26,
22 1964; thence Westerly along said South line to the point of
beginning; EXCEPT that portion thereof lying within the below
described Easterly extension of S.W. 207th Street (Bowdoin
Avenue): Beginning at the said Northeast corner of vacated
Block 89; thence Southeasterly to the most Westerly point of
said Block 3; thence Northerly to the Southerly point of the
straight line of the West line of Block 12; thence Westerly
to the Southeast corner of said vacated Block 86 and the
terminus of this description.

23 Vacation area contains approximately 35,250 square feet.

24 INTRODUCED AND READ for the first time this 2nd day of January,
25 19 79.

26 PASSED on this 13th day of February, 19 79.

27 KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

28 ATTEST:

29 Dorothy M. Owens
30 DEPUTY Clerk of the Council

Ruby Chow
Chairman

31 APPROVED on this 23rd day of February, 19 79.

32 [Signature]
33 King County Executive