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7 ORDINANCE NO.

11201

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10 AN ORDINANCE authorizing the vacation of a portion
11 Southeast 40th Street - V-2134;
12 Petitioners: Leland and Carol Roose; Kyle Anderson
13

14
15 STATEMENT OF FACTS
16

17 1. A petition has been filed by Leland and Carol Roose
18 requesting vacation of that portion of 40th Street hereinafter
19 described. That petition has been amended to include Kyle
20 Anderson as a petitioner. This amendment has been approved as
21 to form and legal adequacy by the office of the prosecuting
22 Attorney.
23

24 2. The department of public works has notified the
25 various utilities serving the area and has been advised that
26 easements are not required.
27

28 3. The land use section of the department of development
29 and environmental services has studied the proposed road
30 vacation and finds that it would not conflict with the
31 principles and purposes of the King County Comprehensive Plan
32 and the specific plans in the vicinity of this proposed
33 vacation.
34

35 4. The department of public works found no evidence that
36 the vacation area has ever been open as a road. A search of
37 the records indicates no public funds have been expended for
38 its acquisition, improvement or maintenance. The department of
39 public works considers the subject right of way useless as part
40 of the county road system and believes the public would benefit
41 by the return of this unused area to the public tax rolls.
42

43 5. The right of way is classified "C Class" and in
44 accordance with King County Code 14.40.020, the compensation
45 due King County is based on fifty percent of the appraised
46 value of the adjoining lands as determined from records of the
47 department of assessments. King County is in receipt of
48 \$5,436.50 from the petitioners. This amount was determined by
49 multiplying the vacation area by fifty percent of the assessed
50 value per square foot of the adjacent property.
51

52 Due notice was given in the manner provided by law and a
53 hearing was held by the office of the zoning and subdivision
54 examiner on the 26th day of October, 1993.
55

56 In consideration of the benefits to be derived from the subject
57 vacation, the council has determined that it is in the best
58 interest of the citizens of King County to grant said petition.
59

60 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:
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SECTION 1: The council, on the 18th day of January, 1994, hereby vacates and abandons that portion of Southeast 40th Street described as follows:

All that portion of Southeast 40th Street, lying west of 120th Avenue Southeast to Burlington Northern Railroad right of way.

The vacation area contains approximately 6,960 square feet.

INTRODUCED AND READ for the first time this 20th day of September, 1993.

PASSED this 18th day of January, 1994.

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

Kent Pullen
Chair

ATTEST:

[Signature]
Clerk of the Council

APPROVED this 28th day of January, 1994.

[Signature]
King County Executive

Passed by a vote of 2100.



20020222000752

CUSTOMER PAGE 001 OF 003 02/22/2002 11:22 KING COUNTY, WA

Return Address: Clerk of the Council Metropolitan King County Council Room W 1025 King County Courthouse Seattle, WA 98104

Please print or type information WASHINGTON STATE RECORDER'S Cover Sheet (RCW 65.04)

Document Title(s) (or transactions contained therein): (all areas applicable to your document must be filled in) 1. Ordinance 11201 AN ORDINANCE authorizing the vacation of a portion of Southeast 40th Street - V-2134; Petitioners: Leland and Carol Roose; Kyle Anderson

Reference Number(s) of Documents assigned or released: Additional reference #'s on page ____ of document

Grantor(s) (Last name, first name, initials) 1. King County, Washington Additional names on page ____ of document.

Legal description (abbreviated: i.e. lot, block, plat or section, township, range) All that portion of Southeast 40th Street, lying west of 120th Avenue Southeast to Burlington Additional legal is on page ____ of document.

Assessor's Property Tax Parcel/Account Number [] Assessor Tax # not yet assigned

The Auditor/Recorder will rely on the information provided on the form. The staff will not read the document to verify the accuracy or completeness of the indexing information provided herein.

I am requesting an emergency nonstandard recording for an additional fee as provided in RCW 36.18.010. I understand that the recording processing requirements may cover up or otherwise obscure some part of the text of the original document.

Signature of Requesting Party

2002 022 2000752

RECEIVED 2002 MAY 16 AM 8:53 KING COUNTY CLERK OF COUNCIL

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ATTEST:

[Signature]
Clerk of the Council

APPROVED this 28th day of January, 1994.

[Signature]
King County Executive

Passed by a vote of 12 to 0.

2002 022 2000752