



KING COUNTY

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Signature Report

October 29, 2002

Ordinance 14508

Proposed No. 2002-0401.2

Sponsors Sullivan

1 AN ORDINANCE authorizing the vacation of a portion of
2 SE Diamond Drive File V-2452 Petitioner(s): Washington
3 National Golf Club LLC.
4
5

6 1. A petition has been filed requesting vacation of that portion of SE
7 Diamond Drive hereinafter described.

8 2. The vacation request is part of the Diamond Ridge Estates Division 2
9 plat alteration application L01ALT02.

10 3. Utility companies serving the area were not notified because the
11 Diamond Ridge Estates Division 2 plat had not been developed prior to
12 the road vacation petition submittal date.

13 4. The department of transportation records indicates that King County
14 has not been maintaining SE Diamond Drive. The records indicate that no
15 public funds have been expended for its acquisition.

16 5. The department of transportation considers the subject portion of the
17 right-of-way useless as part of the county road system and believes the

18 public would benefit by the return of this unused area to the public tax
19 rolls.

20 6. The right-of-way is classified as "D-Class" and, in accordance with
21 K.C.C. 14.40.020, the compensation due King County is for the
22 administrative cost of the vacation. King County is in receipt of \$200
23 from the petitioner.

24 Due notice was given in the manner provided by law and a hearing was
25 held by the office of the hearing examiner on the 1st day of October, 2002.

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

29 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

30 SECTION 1. The council, on the 28th day of October, 2002, hereby vacates and
31 abandons that portion of SE Diamond Drive as conveyed to King County by the
32 recording of Plat Diamond Ridge Estates, Division 2 recorded in Volume 196 of Plats,
33 Pages 1 through 16, records of King County, Washington as described below:

34 That portion of the SE Diamond Drive right-of-way, as
35 shown on the plat of Diamond Ridge Estates, Division 2, as
36 recorded in volume 196, pages 1 through 16, Auditors file
37 No. 20001010000450, of the records of King County,
38 Washington, from the west right-of-way line of 148th
39 Avenue SE to a point on the centerline of said SE Diamond
40 Drive, said point being 140.00 feet NE of the intersection

41 of SE Diamond Drive and 138th Place SE as measured
42 along said centerline.

43

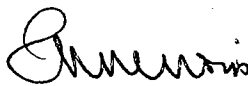
Ordinance 14508 was introduced on 9/3/2002 and passed by the Metropolitan King County Council on 10/28/2002, by the following vote:

Yes: 13 - Ms. Sullivan, Ms. Edmonds, Mr. von Reichbauer, Ms. Lambert, Mr. Phillips, Mr. Pelz, Mr. McKenna, Mr. Constantine, Mr. Pullen, Mr. Gossett, Ms. Hague, Mr. Irons and Ms. Patterson
No: 0
Excused: 0

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON


Cynthia Sullivan, Chair

ATTEST:


Anne Noris, Clerk of the Council

APPROVED this 6 day of November 2002.


Ron Sims, County Executive

RECEIVED
2002 NOV - 6 PM 2: 13
CLERK
KING COUNTY COUNCIL

Attachments A. Hearing Examiner Report dated October 2, 2002

14508

October 2, 2002

**OFFICE OF THE HEARING EXAMINER
KING COUNTY, WASHINGTON**
850 Union Bank of California Building
900 Fourth Avenue
Seattle, Washington 98164
Telephone (206) 296-4660
Facsimile (206) 296-1654

REPORT AND RECOMMENDATION TO THE METROPOLITAN KING COUNTY COUNCIL

SUBJECT: King County Department of Transportation File No. V-2452
Proposed Ordinance No. 2002-0401

WASHINGTON NATIONAL GOLF CLUB LLC
Road Vacation Petition

Location: Portion of SE Diamond Drive NE of 138th Pl. SE

Applicant: Washington National Golf Club LLC, *represented by*
Stephen Speidel, ASLA
R.W. Thorpe & Associates, Inc.
705 Second Avenue, Suite 710
Seattle, WA 98104
Telephone: (206) 624-6239

King County: Department of Transportation, Road Services Division,
represented by **Dennis Gorley**
201 S. Jackson Street
Seattle, WA 98104-3858
Telephone: (206) 296-6522
Facsimile: (206) 296-0567

SUMMARY OF RECOMMENDATIONS:

Department's Preliminary:	Approve road vacation
Department's Final:	Approve road vacation
Examiner:	Approve road vacation

DEPARTMENT'S REPORT:

The Department of Transportation's written report to the King County Hearing Examiner for Item No. V-2452 was received by the Examiner on September 17, 2002.

RECEIVED
2002 OCT 21 PM 3:48
KING COUNTY COUNCIL
CLERK

PUBLIC HEARING:

After reviewing the Department of Transportation's Report and examining available information on file with the petition, the Examiner conducted a public hearing on the subject as follows:

The hearing on Item No. V-2452 was opened by the Examiner at 1:30 p.m., October 1, 2002, in the Eighth Floor Conference Room of the Union Bank of California Building, 900 – 4th Avenue, Seattle, WA 98104, and closed at 1:35 p.m. Participants at the public hearing and the exhibits offered and entered are listed in the attached minutes. A verbatim recording of the hearing is available in the office of the King County Hearing Examiner.

FINDINGS, CONCLUSIONS & RECOMMENDATION: Having reviewed the record in this matter, the Examiner now makes and enters the following:

FINDINGS:

1. General Information:

Road name and location:	Portion of SE Diamond Drive northeast of 138 th Pl. SE Thomas Bros. Page 716, G5-H6.
Right of way classification:	"D"
Area:	NA
Compensation:	\$200.00

2. Except as provided below, the Examiner adopts and incorporates herein by this reference the facts set forth in the Department of Transportation's report to the King County Hearing Examiner for the October 1, 2002, public hearing and the statement of facts contained in Proposed Ordinance No. 2002-0401. The Department's report will be attached to those copies of this report and recommendation that are submitted to the Metropolitan King County Council.
3. Maps showing the vicinity of the proposed vacation and the specific area to be vacated are Attachments 1 and 2 to this Report and Recommendation.

CONCLUSIONS:

1. The road subject to this petition is useless as part of the King County road system, and the public will be benefited by its vacation.
2. The Notice of Hearing on the report of the Department of Transportation was given as required by law, and a hearing on the report was conducted by the King County Hearing Examiner on behalf of the King County Council.
3. The compensation required by law to be paid as a condition precedent to the vacation of this road has been deposited with King County, and the easements, if any, necessary for the construction, repair and maintenance of public utilities and services have been provided in form satisfactory to the affected public utilities.

RECOMMENDATION:

APPROVE proposed Ordinance No. 2002-0401 to vacate the subject road.

RECOMMENDED this 2nd day of October, 2002.

Stafford L. Smith
King County Hearing Examiner

TRANSMITTED this 2nd day of October, 2002, to the following parties and interested persons:

R.W. Thorpe & Associates, Inc.
Attn: Steve Speidel
705 Second Ave., Ste. 710
Seattle WA 98104

Jodi Simmons
Engineer II
DOT/Road Services
MS KSC-TR-0231

Washington National Golf Club LLC
Attn: Cecil Chen
14330 SE Husky Way
Auburn WA 98092

Greg Borba
DDES/LUSD
MS OAK-DE-0100

Clerk of the Council
MS KCC-CC-1025

Dennis Gorley
Dept of Transportation
Road Services Division
MS KSC-TR-0231

Paulette Norman
KCDOT
Roads Division
MS KSC-TR-0231

Lydia Reynolds-Jones
King County Dept Transportation
Manager/Project Support Services
MS KSC-TR-0231

NOTICE OF RIGHT TO APPEAL
AND ADDITIONAL ACTION REQUIRED

In order to appeal the recommendation of the Examiner, written notice of appeal must be filed with the Clerk of the King County Council with a fee of \$125.00 (check payable to King County Office of Finance) on or before October 16, 2002. If a notice of appeal is filed, the original and 6 copies of a written appeal statement specifying the basis for the appeal and argument in support of the appeal must be filed with the Clerk of the King County Council on or before October 23, 2002.

Filing requires actual delivery to the Office of the Clerk of the Council, Room 403, King County Courthouse, prior to the close of business (4:30 p.m.) on the date due. Prior mailing is not sufficient if actual receipt by the Clerk does not occur within the applicable time period. The Examiner does not have authority to extend the time period unless the Office of the Clerk is not open on the specified closing date, in which event delivery prior to the close of business on the next business day is sufficient to meet the filing requirement.

If a written notice of appeal and filing fee are not filed within 14 days calendar days of the date of this report, or if a written appeal statement and argument are not filed within 21 calendar days of the date of this report, the Clerk of the Council shall place a proposed ordinance which implements the Examiner's recommended action on the agenda of the next available Council meeting. At that meeting, the Council

may adopt the Examiner's recommendation, may defer action, may refer the matter to a Council committee, or may remand to the Examiner for further hearing or further consideration.

Action of the Council Final. The action of the Council on a recommendation of the Examiner shall be final and conclusive unless within twenty-one (21) days from the date of the action an aggrieved party or person applies for a writ of certiorari from the Superior Court in and for the County of King, State of Washington, for the purpose of review of the action taken.

MINUTES OF THE OCTOBER 1, 2002 PUBLIC HEARING ON DEPARTMENT OF
TRANSPORTATION FILE NO. V-2452

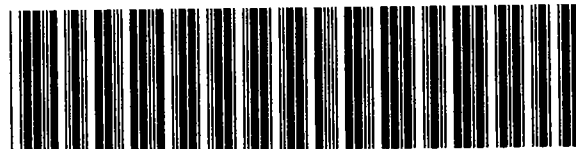
Stafford Smith was the Hearing Examiner in this matter. Participating in the hearing were Jodi Simmons, representing the Department; and Stephen Speidel, representing the Applicant.

The following exhibits were offered and entered into the record:

- | | |
|----------------|---|
| Exhibit No. 1 | DOT report to the Hearing Examiner dated October 1, 2002 |
| Exhibit No. 2 | Letter from Anne Noris to Paul Toliver dated April 30, 2002 |
| Exhibit No. 3 | Letter from Stephen Speidel to KCC re: Reason for Vacation dated April 30, 2002 |
| Exhibit No. 4 | Copy of check from SCGCC dated April 19, 2002 for \$100 and receipt for same |
| Exhibit No. 5 | Letter from Dennis Gorley to Stephen Speidel dated May 14, 2002 |
| Exhibit No. 6 | Petition for Vacation of a County Road noting that it is a "Corrected Original" |
| Exhibit No. 7 | Vicinity Map |
| Exhibit No. 8 | Map outlining proposed Vacation of SE Diamond Drive |
| Exhibit No. 9 | Letter from Paulette Norman and Harold Taniguchi to KCC dated May 15, 2002 |
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| Exhibit No. 12 | Letter from Ron Sims to Cynthia Sullivan dated August 22, 2002 |
| Exhibit No. 13 | Ordinance authorizing vacation of the portion of SE Diamond Drive |
| Exhibit No. 14 | Hearing Examiner's report and decision on Application for Plat Alteration dated May 29, 2002. |
| Exhibit No. 15 | Notice of Hearing |
| Exhibit No. 16 | Affidavit of Posting |

SLS:gao
V-2452 RPT
Attachments

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



20021115001081

KCC CORD 0.00
PAGE 001 OF 008
11/15/2002 10:53
KING COUNTY, WA

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 14508 AN ORDINANCE authorizing the vacation of a portion of SE Diamond Drive, File V-2452 Petitioner(s): Washington National Golf Club LLC.**

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.

Grantee(s) (Last name first, then first name and initials)

1. _____
2. _____

Additional names on page _____ of document.

Legal description (abbreviated: i.e. lot, block, plat or section, township, range)

That portion of the SE Diamond Drive right-of-way, as shown on the plat of Diamond...

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 111 5001081

RECEIVED
2003 JAN 16 AM 11:58
KING COUNTY COUNCIL
CLERK



KING COUNTY

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Signature Report

October 29, 2002

Ordinance 14508

Proposed No. 2002-0401.2

Sponsors Sullivan

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2002 111 5001081

18 public would benefit by the return of this unused area to the public tax
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37 No. 20001010000450, of the records of King County,
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39 Avenue SE to a point on the centerline of said SE Diamond
40 Drive, said point being 140.00 feet NE of the intersection

2002 111 5001001

41 of SE Diamond Drive and 138th Place SE as measured
42 along said centerline.
43

Ordinance 14508 was introduced on 9/3/2002 and passed by the Metropolitan King County Council on 10/28/2002, by the following vote:

Yes: 13 - Ms. Sullivan, Ms. Edmonds, Mr. von Reichbauer, Ms. Lambert, Mr. Phillips, Mr. Pelz, Mr. McKenna, Mr. Constantine, Mr. Pullen, Mr. Gossett, Ms. Hague, Mr. Irons and Ms. Patterson
No: 0
Excused: 0

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

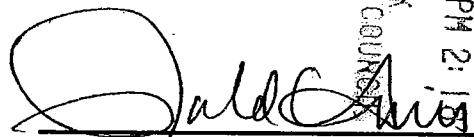

Cynthia Sullivan, Chair

ATTEST:



Anne Noris, Clerk of the Council

APPROVED this 6 day of November 2002.



Ron Sims, County Executive

RECEIVED
2002 NOV - 6 PM 2:15
CLERK
KING COUNTY COUNCIL

2002 111 5001081

Attachments A. Hearing Examiner Report dated October 2, 2002

14508

October 2, 2002

**OFFICE OF THE HEARING EXAMINER
KING COUNTY, WASHINGTON**
850 Union Bank of California Building
900 Fourth Avenue
Seattle, Washington 98164
Telephone (206) 296-4660
Facsimile (206) 296-1654

REPORT AND RECOMMENDATION TO THE METROPOLITAN KING COUNTY COUNCIL

SUBJECT: King County Department of Transportation File No. V-2452
Proposed Ordinance No. 2002-0401

RECEIVED
OCT 21 PM 3:48
KING COUNTY COUNCIL
CLERK

WASHINGTON NATIONAL GOLF CLUB LLC
Road Vacation Petition

Location: Portion of SE Diamond Drive NE of 138th Pl. SE

Applicant: Washington National Golf Club LLC, *represented by*
Stephen Speidel, ASLA
R.W. Thorpe & Associates, Inc.
705 Second Avenue, Suite 710
Seattle, WA 98104
Telephone: (206) 624-6239

King County: Department of Transportation, Road Services Division,
represented by **Dennis Gorley**
201 S. Jackson Street
Seattle, WA 98104-3858
Telephone: (206) 296-6522
Facsimile: (206) 296-0567

SUMMARY OF RECOMMENDATIONS:

Department's Preliminary: Approve road vacation
Department's Final: Approve road vacation
Examiner: Approve road vacation

DEPARTMENT'S REPORT:

The Department of Transportation's written report to the King County Hearing Examiner for Item No. V-2452 was received by the Examiner on September 17, 2002.

2002 111 5001081

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FINDINGS, CONCLUSIONS & RECOMMENDATION: Having reviewed the record in this matter, the Examiner now makes and enters the following:

FINDINGS:

1. General Information:

Road name and location:	Portion of SE Diamond Drive northeast of 138 th Pl. SE Thomas Bros. Page 716, G5-H6.
Right of way classification:	"D"
Area:	NA
Compensation:	\$200.00

2. Except as provided below, the Examiner adopts and incorporates herein by this reference the facts set forth in the Department of Transportation's report to the King County Hearing Examiner for the October 1, 2002, public hearing and the statement of facts contained in Proposed Ordinance No. 2002-0401. The Department's report will be attached to those copies of this report and recommendation that are submitted to the Metropolitan King County Council.
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2002 111 5001001

RECOMMENDATION:

APPROVE proposed Ordinance No. 2002-0401 to vacate the subject road.

RECOMMENDED this 2nd day of October, 2002.

Stafford L. Smith
King County Hearing Examiner

TRANSMITTED this 2nd day of October, 2002, to the following parties and interested persons:

R.W. Thorpe & Associates, Inc.
Attn: Steve Speidel
705 Second Ave., Ste. 710
Seattle WA 98104

Jodi Simmons
Engineer II
DOT/Road Services
MS KSC-TR-0231

Washington National Golf Club LLC
Attn: Cecil Chen
14330 SE Husky Way
Auburn WA 98092

Greg Borba
DDES/LUSD
MS OAK-DE-0100

Clerk of the Council
MS KCC-CC-1025

Dennis Gorley
Dept of Transportation
Road Services Division
MS KSC-TR-0231

Paulette Norman
KCDOT
Roads Division
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King County Dept Transportation
Manager/Project Support Services
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MINUTES OF THE OCTOBER 1, 2002 PUBLIC HEARING ON DEPARTMENT OF
TRANSPORTATION FILE NO. V-2452

Stafford Smith was the Hearing Examiner in this matter. Participating in the hearing were Jodi Simmons, representing the Department; and Stephen Speidel, representing the Applicant.

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SLS:gao
V-2452 RPT
Attachments

2002 111 5001081