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ORDINANCE NO. 2759

AN ORDINANCE relating to road vacation; establishing classes of roads and compensation which may be required for vacation; adding a new section to Ordinance 00129, and KCC 14.40; repealing Ordinance 00129, Section 2, and KCC 14.40.020; and amending Ordinance 00129, Section 3, and KCC 14.40.030.

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

NEW SECTION. SECTION 1. For the purposes of this chapter,

all roads within King County are hereby declared to be within one of four clases:

A CLASS. All King County roads or other real property interests conveyed to or held by King County for road purposes for which public funds have been expended in the acquisition of said road or property interests are hereby classified A Class roads.

B CLASS. All King County roads or other real property interests conveyed to or held by King County for road purposes acquired at no monetary cost to the County and for which expenditures of funds have been made in the improvement or maintenance of same are hereby classified B Class roads.

C CLASS. All King County roads or other real property interests conveyed to or held by King County for road purposes for which no public funds have been expended in the acquisition, improvement or maintenance of same, excluding roads subject to vacation as a matter of law, are hereby classified C Class roads.

D CLASS. All King County roads or other real property interests originally conveyed to King County by the present petitioner for the vacation of said road or property interests for which no public expenditures have been made in the acquisition, improvement or maintenance of same, or

Any other road not included within Classes A, B or C above are hereby classified D Class roads,

1 SECTION 2. Ordinance 00129, Section 2, and KCC 14.40.020
2 are each hereby repealed and the following is substituted:

3 Amount. The amount of compensation if required herein shall
4 be determined by the Council according to the following criteria:

5 1. Vacation of all county roads included in Classes A,
6 and B if granted shall require compensation at the full appraised
7 value of the vacated road as of the effective date of the
8 vacation, which amount, for the purposes of this chapter, may be
9 determined from the records of the Department of Assessments:
10 Provided, that the council shall have authority to accept real
11 property of equal value in lieu of cash compensation where the
12 value of the road to be vacated is not more than the value of
13 the real property to be acquired by such exchange.

14 2. Vacation of all county roads included in Class D if
15 granted may require compensation based on the administrative costs
16 of the vacation.

17 3. When a road is vacated for a governmental agency,
18 compensation shall be based on the administrative costs of the
19 vacation and may in the discretion of the council be based on
20 original cost of acquisition.

21 SECTION 3. Ordinance 00129, Section 3, and KCC 14.40.030
22 are each hereby amended as follows:

23 Condition Precedent. The compensation determined to be
24 paid shall be a condition precedent to the vacation of any county
25 road and shall be paid to King County by petitioner within ninety
26 days of the recommendation by the County Executive for passage of
27 the specific ordinance pertaining to such vacated road ((?)).

28 ~~((provided that when a road is vacated for a governmental agency,~~
29 ~~compensation may be based on the administrative costs of the~~
30 ~~vacation and original costs of acquisition.)) In the event of
31 failure of the petitioner to pay such sum within ninety days, the
32~~

1 petition for vacation shall be denied. ((If the original grantor
2 requests vacation of a road for which no public expenditures have
3 been made in the acquisition, improvement or maintenance of same,
4 and the vacation is granted, the land will revert to the original
5 grantor without charge))

6 INTRODUCED AND READ for the first time this 1st day of
7 June, 1976.

8 PASSED this 14th day of June, 1976.

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

David M. Moore
Chairman

14 ATTEST:

16 Barbara W. Moore
17 Clerk of the Council

18 APPROVED this 16th day of June, 1976.

Robert V. Walker
King County Executive

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