

3/22/79

ORDINANCE NO. 4272

AN ORDINANCE relating to the vacation of a portion of NE 122nd Street, 93rd Place NE and NE 121st Street V-1560
 Petitioner: Louis H. Gillett, Scott G. Miller and Others

STATEMENT OF FACTS

1. A petition has been filed requesting vacation of a portion of NE 122nd Street, 93rd Place NE and NE 121st Street, hereinafter described.
2. The Department of Public Works investigated the petition and advise that the roads were obtained by plat in 1890.
3. The Department of Public Works notified the various utilities serving the area and have been advised by Water District No. 79 that easements have been obtained.
4. The Division of Building and Land Development has studied the subject proposed road vacation and finds that the streets are generally remanent of an outdated grid platting pattern. Many of the lots which the streets were to serve have been either vacated or replatted. The exceptions are the lots in Block 3 and a portion of Block 18 of a waterfront addition to Kirkland. These lots are legal non-conforming lots and recognized as legal building lots within the provisions of the Zoning Code. As such, they are currently being used as mobile home sites with the subject streets serving as "legal" access, with the adjoining alleys providing the physical access.
5. Based on their findings, the Division of Building and Land Development has no objections to the vacation of those rights of way which adjoin vacated lots and serve no useful purpose. These include a portion of NE 121st Street, NE 122nd Street lying west of 93rd Place NE, and 93rd Place NE lying 95 feet south of NE 122nd Street. The legal description contained in the original petition has been revised to that which is set forth herein to reflect these findings.
6. The Department of Public Works reports that the roads were acquired by plat and County records indicate that no funds have been expended for maintenance. The rights of way would, therefore, be classified "C Class" in accordance with County Ordinance No. 2759.

1 7. The Department of Public Works considers the subject rights of way
2 useless as part of the County road system and believes that the public would
3 be benefited by the vacation.

4 Due notice was given in the manner provided by law and a hearing was
5 held by the King County Council on the 21st day of May 1979.

6 In consideration of the benefits to be derived from the subject vacation,
7 the Council has determined that it is in the best interest of the citizens of
8 King County to grant said petition.

9 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

10 SECTION 1. The Council on the 21st day of May 1979,
11 hereby vacates and abandons the portions of NE 122nd Street, 93rd Place NE
12 and NE 121st Street, described as follows:

13 All that portion of 93rd Place NE lying Northerly of Westerly
14 extension of North right of way margin of NE 120th Place and
15 Southerly of the Westerly extension of the North line of Lot
16 20, Block 1, Juanita Parkway Div. 2 (Vol. 67, pages 56, 57 and
17 58); ALSO NE 121st Street lying Easterly of the East right of
18 way margin of 93rd Avenue NE and Westerly of 93rd Place NE;
19 ALSO NE 122nd Street lying Easterly of the East right of way
20 margin of 93rd Avenue NE and Westerly of the West right of way
21 margin of 93rd Place NE.

22 Vacation area contains approximately 51,570 square feet.

23 INTRODUCED AND READ for the first time this 21th day of March,
24 1979.

25 PASSED this 21st day of May, 1979.

26 KING COUNTY COUNCIL
27 KING COUNTY, WASHINGTON

28 Bernice Steen
29 VICE Chairman

30 ATTEST:

31 Juanita M. Owens
32 Clerk of the Council

33 APPROVED this 31st day of May, 1979.

[Signature]
King County Executive