

5/24/79
AHB/it

Introduced By PAUL BARDEN

Proposed No. 156-800

ORDINANCE NO. 4438

AN ORDINANCE relating to the vacation of a portion of
Emerson Avenue V-1634
Petitioner: David Church, Joseph B. Milligan and
Others

STATEMENT OF FACTS

1. A petition has been filed requesting vacation of a portion of Emerson Avenue, hereinafter described.

2. The Division of Building and Land Development has studied the proposed road vacation and finds that it would not be in conflict with the principles and purposes of the King County Comprehensive Plan and the specific plans in the vicinity of this proposed vacation.

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

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 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 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 6th day of August, 19 79.

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

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

SECTION 1. The Council on the 6th day of August, 19 79, hereby vacates and abandons the portion of Emerson Avenue, described as follows:

That portion of Emerson Avenue as shown on the Map of Chautauqua Beach, King County, Washington, 1888, described as follows: between

1 Block 4 and Block 5, Northeasterly of a line running from the
 2 Western most corner of Lot 1 said Block 5, Northwesterly to the
 3 tangency of the curve of Lot 1 of said Block 4 and Southwesterly
 4 of a line running from the Northern most corner of Lot 14 said
 5 Block 5 Northwesterly to the Eastern most corner of Lot 12 said
 6 Block 4; between Block 10 and Block 11, Northeasterly of a line
 7 running from the Western most corner of Lot 1 said Block 10,
 8 Northwesterly to the Southern most corner of Lot 1 said Block 11
 9 and Southerly of a line running from the Northwest corner of Lot
 10 13 said Block 10 Westerly to the Northeast corner of Lot 8 said
 11 Block 11; ALSO that portion of Longfellow Avenue, also known as
 12 83rd Avenue SW and all rights of way at the intersection of Prospect
 13 Avenue and Emerson Avenue lying Easterly of a line running Southerly
 14 from the Southwest corner of vacated Block 86 said Chautauqua Beach
 15 to the Northeast corner of vacated Block 89 and lying Westerly of
 16 a circular line 60 feet Westerly of and parallel with the Westerly
 17 line of said Block 4 said circular line intersecting the Northerly
 18 straight line extension of Block 3 said Chautauqua Beach, EXCEPT
 19 that portion vacated by King County Ordinance No. 4085.

20 Vacation area contains approximately 43,540 square feet.

21 INTRODUCED AND READ for the first time this 18th day of June,

22 19 79.

23 PASSED on this 6th day of August, 19 79.

24 KING COUNTY COUNCIL
 25 KING COUNTY, WASHINGTON

26 Ruby Chow
 27 Chairman

28 ATTEST:

29 Dorothy M. Quinn
 30 DEPUTY Clerk of the Council

31 APPROVED on this 15th day of August, 19 79.

32 [Signature]
 33 King County Executive