

**DEPARTMENT OF LOCAL SERVICES
ROAD SERVICES DIVISION
REPORT TO THE HEARING EXAMINER**

PUBLIC HEARING: March 1, 2023 at 2:00 pm, or shortly thereafter

**Video/Telephonic hearing by the King County Hearing Examiner's Office
Seattle, WA 98104**

February 14, 2023

PETITION TO VACATE: A portion of 310th Avenue NE/Alder Road

Transportation File: V-2738

Proposed Ordinance: 2022-0448

A. GENERAL INFORMATION

Petitioner(s): Richard Elander and Vernon Timmons

Location of Road: 310th Ave NE
Alder Road – Plat of Cherry Gardens Division No. 3
Thomas Brothers Page 479
Quarter Section – SW-4-26-7

Adjacent Parcels: 1550000015

B. HISTORY AND OVERVIEW

R.C.W. 36.87 establishes the right of property owners to petition a county legislative body for the vacation of road rights-of-way. K.C.C. 14.40 establishes King County policies and procedures for accomplishing same.

The petition was filed with the Clerk of the King County Council on September 22, 2020, seeking the vacation of the west half of a portion of 310th Avenue NE // Alder Road of the Plat of Cherry Gardens Division No. 3 in the Duvall area of unincorporated King County.

King County acquired the subject right-of-way by dedication in the 1916 plat of Cherry Gardens No. 3, as recorded in Volume 22 of Plats at Page 26.

The subject portion of right-of-way is unopened and unmaintained and does not provide access to any properties.

Exhibit no.	1
Case name	Richard Elander and Vernon Timmons
Case number	V-2738
Date received	3/1/2023
KING COUNTY HEARING EXAMINER	

Report to the Hearing Examiner**V-2738****Page 2 of 5****C. NOTICE**

Notice of this hearing was posted at the approximate ends of the proposed vacation area on February 7, 2023, see Exhibit #17, and published in accordance with requirements of RCW 36.87.060.

D. REVIEWING AGENCIES AND COMMENTS

Roads solicited comments from agencies within King County and utilities serving the area regarding the impacts of vacating the subject area. The responses received are listed below. King County Water District Number 119 requested and obtained an easement over the vacation area. No other utility or county division requested easements.

Roads did not receive responses from King County Fire District No. 45, nor the following King County agencies: Executive Services, Division of Real Estate Services; Department of Natural Resources and Parks, Open Space or Water and Land Division; Metro Transit Department; or Department of Local Services Road Services Division Maintenance section. A copy of the Notice is included as Exhibit #8.

ATTACHMENTS	AGENCY	COMMENT
1.	Puget Sound Energy	Response dated 12/23/2020. PSE has no existing equipment in the area.
2.	Century Link/Lumen	Response dated 12/21/2020. Lumen does not have facilities within your proposed construction area.
3.	Wave Broadband	Response dated 3/17/2021. Wave has aerial plant nearby on Mountain View Rd NE, but nothing that appears to be in conflict with the proposed vacation on 310 th .
4.	DLS Permitting	Response dated 04/12/2021. No objections.
5.	DNRP – Parks	Response dated 12/18/2020. No objections. Response dated 8/26/2022. ROW not necessary or useful for planned trail or park improvements.
6.	DLS ROADS- CIP & Planning Section	Response dated 12/18/2020. We have no long range transportation planning concerns with this road vacation. Response dated 2/13/2023. Subject road right-of-way is not necessary or useful as part of the present or future county road or transportation system.
7.	DNRP -Wastewater	Response dated 3/16/2021. Proceed with vacation.
8.	DLS ROADS- Traffic Engineering	Response dated 12/21/2020. No objection to this proposed road vacation.
9.	DLS Roads – Survey	Response dated 12/21/2020. Approve road vacation with any necessary easements requested.

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10.	DLS Roads Environmental Unit	Response dated 01/04/2021. No objection to vacating this portion of right-of-way. Critical Areas are present. Right-of-way is located within a 165-foot Type F stream buffer. Wetlands may also be present based on anecdotal information and aerial imagery. Right-of-way is also located in an erosion hazard area and multiple potential steep slope hazard areas.
11.	DLS ROADS Drainage	Response dated 12/18/2020. Consider denial. Recent slide on south end of 310 th Ave NE. 310 th is a sole access dead-end road to the south it may be desirable to retain this right of way to the north to construct an alternative road out should the main road fail again.
12.	EXEC Historical Preservation	Response dated 01/21/2021. Recommendation - Approve vacation.
13.	DLS Roads Archeology	Response dated 3/16/2021. No comment or issues with this proposed vacation
14.	King County Water District No. 119	Response dated 01/6/2021. Easements are needed. Potential water main installation and appurtenances.

E. COMPENSATION

Utilizing the model prepared by King County Office of Performance, Strategy and Budget (PSB), Roads solicited from the Assessor’s Office a determination of value for the vacation area that will attach to the property owned by Petitioners. See Exhibit #10.

Petitioners’ property, APN 1550000015 will receive approximately 35,139 square feet if the road vacation is approved. The Assessor’s Office determined that adding approximately 35,139 square feet to the property would result in a \$5,000 increase in value. The valuation as applied to the compensation model prepared by the County Office of Performance Strategy and Budget (PSB) results in a charge of \$809 in compensation to the Petitioners should the subject portion of unopened undeveloped right-of-way be vacated. Exhibit #11.

F. COUNTY ROAD ENGINEER RECOMMENDATION

The County Road Engineer has determined that the subject portion of right-of-way is useless to the county transportation system. It is the recommendation of the County Road Engineer and the Director of Road Services that, consistent with the application of the PSB compensation model as applied to this road vacation petition, the subject portion of right-of-way be vacated with the requirement of additional payment from the petitioners as set forth above. The full County Road Engineer’s Report is attached as Exhibit #13.

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V-2738
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G. EXHIBITS

Exhibit #	DESCRIPTION
1.	DLS Roads Report to the Hearing Examiner February 14, 2023, with 14 Attachments and 19 Exhibits.
2.	Petition transmittal letter dated September 22, 2020, to the County Road Engineer from the Clerk of Council.
3.	Petition for Vacation of a County Road. Received September 22, 2020
4.	Letter to Petitioners dated October 15, 2020, acknowledging receipt of Petition.
5.	Exhibit map depicting vacation area
6.	Plat Cherry Gardens Division No. 3
7.	King County Assessor’s information for Petitioners’ property, APN 1550000015
8.	Copy of final notice sent to stakeholders on February 5, 2021, and March 16, 2021 with site map showing vacation area
9.	Easement from Petitioners in favor of King County Water District No. 119
10.	Email exchange with Assessor’s Office regarding valuation of vacation area.
11.	Compensation calculation model spreadsheet for Petitioners property, APN 1550000015
12.	Cover letter to Petitioners dated April 23, 2021, with a copy of the County Road Engineer’s Report
13.	County Road Engineer’s Report
14.	Ordinance transmittal letter dated November 28, 2022, from King County Executive to Councilmember Claudia Balducci
15.	Proposed Ordinance
16.	Fiscal Note.
17.	Declaration of Posting
18.	Affidavit of Publication for date of hearing – to be supplied by Clerk of the Council.
19.	Letter with copy of CRE Report and Notice of Hearing to property at 18631 Mountain View Rd NE

H. ISSUES:

Exhibit #18, Affidavit of Publication, is typically received either on the day of the hearing or shortly thereafter. The Clerk of Council will forward a copy of the affidavit to both the Examiner’s Office and Road Services Division when they receive it.

END OF STAFF REPORT TO THE HEARING EXAMINER

**Report to the Hearing Examiner
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ATTACHMENTS

1 THROUGH 14

AND

EXHIBITS

2 THROUGH 19

Drake, Leslie

From: Yang, Amber <Amber.Yang@pse.com>
Sent: Wednesday, December 23, 2020 5:20 PM
To: Drake, Leslie
Subject: FW: Notice of Proposed Road Vacation V-2738 in the Duvall area

[EXTERNAL Email Notice!] External communication is important to us. Be cautious of phishing attempts. Do not click or open suspicious links or attachments.

Hi Leslie,

PSE has no existing equipment in the area. Thank you so much for informing us.

Have a wonderful holiday season!

Amber

From: Drake, Leslie <Leslie.Drake@kingcounty.gov>
Sent: Friday, December 18, 2020 2:55 PM
To: Right of Way -- mail -- <RightofWay@pse.com>; Harb, Alex <Alex.Harb@CenturyLink.com>; jill.Look@cable.comcast.com; Jim Biggs <JBiggs@wavebroadband.com>; brian.turner1@centurylink.com; office@wd119.org; jkuhnenn@duvallfire45.com; Claussen, Kimberly <Kimberly.Claussen@kingcounty.gov>; Kulish, Michael <Michael.Kulish@kingcounty.gov>; Jackson, Robert (DNRP) <Robert.Jackson@kingcounty.gov>; Nunnenkamp, Robert <Robert.Nunnenkamp@kingcounty.gov>; McDonald, Andrew <Andrew.McDonald@kingcounty.gov>; Carr, Trevor <Trevor.Carr@kingcounty.gov>; Ishimaru, Jim <Jim.Ishimaru@kingcounty.gov>; Ledbetter, Tony <Tony.Ledbetter@kingcounty.gov>; Eichelsdoerfer, Robert <Robert.Eichelsdoerfer@kingcounty.gov>; Archuleta, Wally <Wally.Archuleta@kingcounty.gov>; Miles, Dawn <dmiles@kingcounty.gov>; Lauritzen, John M <John.Lauritzen@kingcounty.gov>; Carrasquero, Jose <jcarrasquero@kingcounty.gov>; Minichillo, Tom <Tom.Minichillo@kingcounty.gov>; Cassidy, Jon <Jon.Cassidy@kingcounty.gov>; Scott, Todd <Todd.Scott@kingcounty.gov>
Subject: Notice of Proposed Road Vacation V-2738 in the Duvall area

CAUTION - EXTERNAL EMAIL

Phishing? Click the PhishAlarm "Report Phish" button.
For mobile - forward to abuse@pse.com

Hello,

King County has received a request to vacate a portion of 310th Ave NE in the Duvall area of unincorporated King County. Your agency or division has been identified as a potential stakeholder in this right-of-way vacation. Therefore, your input or response to this petition is of great value in the vacation process.

This is the first notice for Road Vacation File V-2738

Please contact me if you need further information or would like additional time to complete your response. And as always, your timely response is greatly appreciated.

So please

R.S.V.P by January 22, 2021

Thank you

Drake, Leslie

From: Diane Murphy <Diane.Murphy@lumen.com>
Sent: Tuesday, December 22, 2020 11:38 AM
To: Drake, Leslie
Subject: No Facilities: Notice of Proposed Road Vacation V-2738 in the Duvall area
Attachments: Utility map.pdf

Follow Up Flag: Follow up
Flag Status: Flagged

[EXTERNAL Email Notice!] External communication is important to us. Be cautious of phishing attempts. Do not click or open suspicious links or attachments.

Date: 12/22/2020
Attn: Brian

Thank you for your project notification. LUMEN has reviewed your utility notice dated 12/21/2020 regarding the **184278 WA** | V-2738-Mountain View Rd NE & 306th Ave NE(Duvall) ("Project"). In response to your inquiry please find the enclosed drawings indicating the approximate location of the LUMEN facilities (the "Facilities").

X **LUMEN Local/National** does not have facilities within your proposed construction area.

___ **LUMEN Local/National** has facilities within your proposed construction area. Please find the enclosed drawings indicating the location of the LUMEN facilities. Once you have completed your review, please respond back if LUMEN facilities appear to be in conflict. A LUMEN engineer will be assigned when engineering plans are ready for review.

___ **LUMEN Local/National** facilities are under review by our LUMEN Field Engineer(s), [LUMEN Engineer Name | Email | PhoneNumber]. For questions concerning the details of this review, please contact them directly. Currently, the estimated completion date of review is [FCD].

___ **LUMEN Local/National** has facilities within your proposed construction zone and do not appear to be in conflict. When working near our facilities please maintain caution.

___ **LUMEN Local/National** is leasing facilities within your proposed construction Zone, which may have potential conflicts. Please review the attached utility map and contact the utility owner for further conflict analysis.

___ **LUMEN Local/National** facilities have been constructed on private property and/or public right of way with the authorization of the applicable property owner. Accordingly, LUMEN anticipates full reimbursement of all costs associated with the adjustment and/or relocation of its facilities prior to LUMEN performance of any work.

___ **LUMEN Local/National** has facilities within your proposed construction zone, but it has been determined that no relocation will be necessary. However, due to the proximity of your project to our facilities, a LUMEN representative will be required on-site when construction begins.

___ **LUMEN Local/National** - The information provided in your initial request is insufficient to determine if the location of your proposed construction will conflict with LUMEN facilities. Please provide additional detailed location maps, drawings (PDF preferred), and description for further conflict review.

Please contact your [State One Call](#) prior to construction service (click link for state specific requirements).

Any changes or additions to the project plans or parameters should be submitted to [Network Relocations](#) for review of potential new impacts to the LUMEN facilities. **Note:** the location(s) of facilities shown on these drawings you receive from us, are only approximate. LUMEN hereby disclaims any responsibility for the accuracy of this information. Please contact [Network Relocations](#) regarding the above mentioned project if you should have any questions. Please reference the file number **184278 WA** with any future communications.

Thank you for your cooperation!

Diane Murphy

Business Analyst - Relocations

Diane.murphy@lumen.com

****We have combined!!** To better serve everyone, there is now a single email inbox for LUMEN. One team is monitoring both national and local network relocations & road moves. Please add relocations@lumen.com to your contacts list for inquiries, updates, and use it for all future notifications. ******

From: Drake, Leslie <Leslie.Drake@kingcounty.gov>

Sent: Friday, December 18, 2020 2:55 PM

To: Rightofway@pse.com; Harb, Alex <Alex.Harb@CenturyLink.com>; jill_Look@cable.comcast.com; Jim Biggs <JBiggs@wavebroadband.com>; Turner, Brian <Brian.Turner1@centurylink.com>; office@wd119.org; jkuhnhenh@duvallfire45.com; Claussen, Kimberly <Kimberly.Claussen@kingcounty.gov>; Kulish, Michael <Michael.Kulish@kingcounty.gov>; Jackson, Robert (DNRP) <Robert.Jackson@kingcounty.gov>; Nunnenkamp, Robert <Robert.Nunnenkamp@kingcounty.gov>; McDonald, Andrew <Andrew.McDonald@kingcounty.gov>; Carr, Trevor <Trevor.Carr@kingcounty.gov>; Ishimaru, Jim <Jim.Ishimaru@kingcounty.gov>; Ledbetter, Tony <Tony.Ledbetter@kingcounty.gov>; Eichelsdoerfer, Robert <Robert.Eichelsdoerfer@kingcounty.gov>; Archuleta, Wally <Wally.Archuleta@kingcounty.gov>; Miles, Dawn <dmiles@kingcounty.gov>; Lauritzen, John M <John.Lauritzen@kingcounty.gov>; Carrasquero, Jose <jcarrasquero@kingcounty.gov>; Minichillo, Tom <Tom.Minichillo@kingcounty.gov>; Cassidy, Jon <Jon.Cassidy@kingcounty.gov>; Scott, Todd <Todd.Scott@kingcounty.gov>

Subject: Notice of Proposed Road Vacation V-2738 in the Duvall area

Hello,

King County has received a request to vacate a portion of 310th Ave NE in the Duvall area of unincorporated King County. Your agency or division has been identified as a potential stakeholder in this right-of-way vacation. Therefore, your input or response to this petition is of great value in the vacation process.

This is the first notice for Road Vacation File V-2738

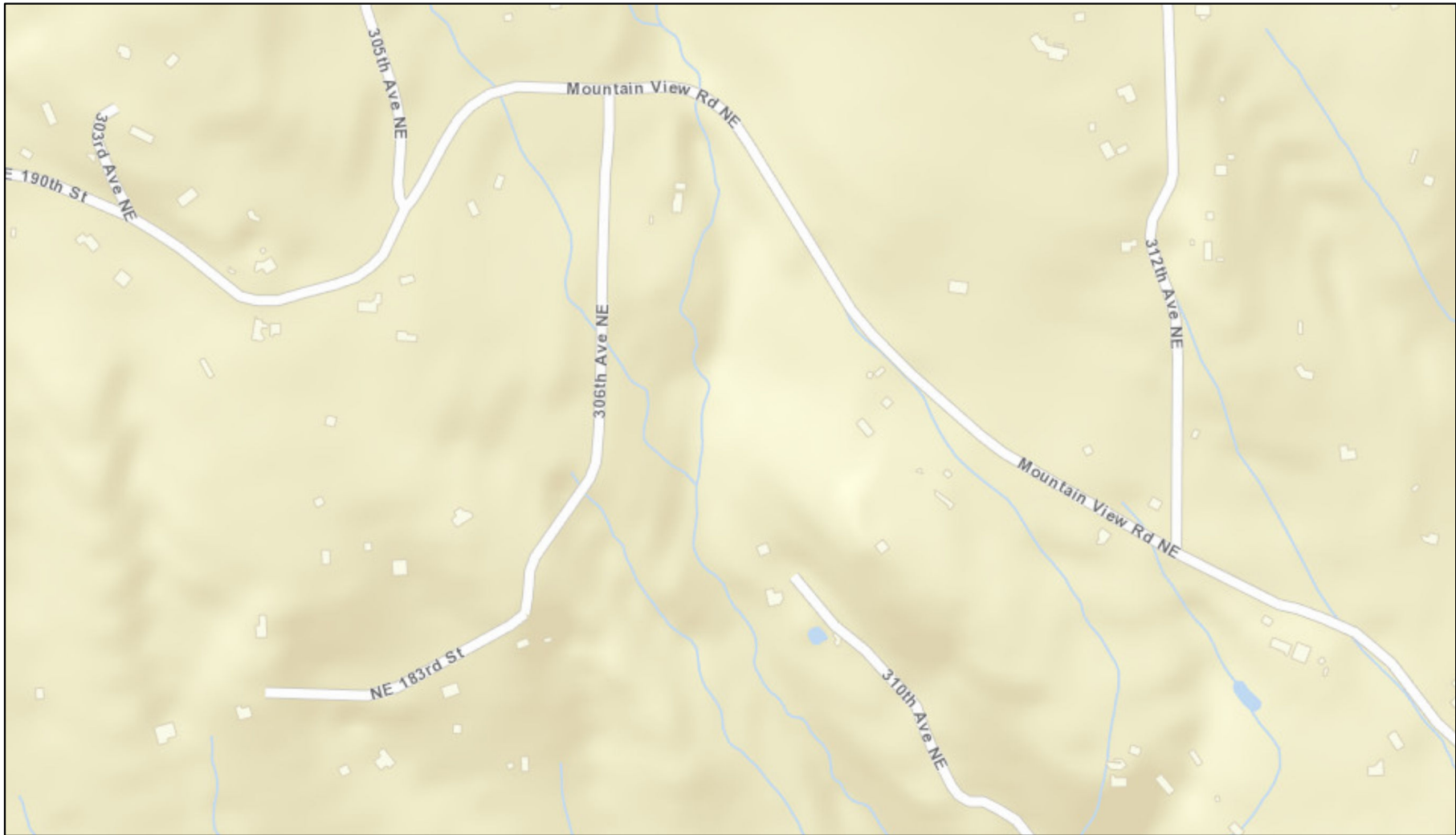
Please contact me if you need further information or would like additional time to complete your response. And as always, your timely response is greatly appreciated.

So please

R.S.V.P by January 22, 2021

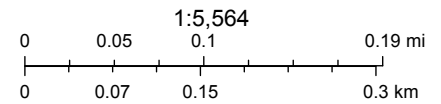
Thank you

Lumen Relo Utility Map



December 22, 2020

CLA	Non Owned Facilities	Level 3 Facilities	CTL Facilities	Local Fiber	Aerial	Rivers
Aerial	Aerial	Aerial	Aerial	Aerial	Lakes	Counties
Underground	Underground	Underground	Underground	Underground	River polygons	



Sources: Esri, HERE, Garmin, USGS, Intermap, INCREMENT P, NRCan, Esri Japan, METI, Esri China (Hong Kong), Esri Korea, Esri (Thailand), NGCC, (c) OpenStreetMap contributors, and the GIS User Community, Level 3 Data is Highly Confidential and Proprietary.

Persons working in the area covered by this data must contact the statewide Call-Before-You-Dig System to ascertain the location of underground facilities prior to performing any excavation. Lumen Data is Highly Confidential and Proprietary.
 Lumen Data is Confidential and Proprietary.

Drake, Leslie

From: Jim Biggs <jim.biggs@wavebroadband.com>
Sent: Wednesday, March 17, 2021 7:47 AM
To: Drake, Leslie
Subject: Re: Second Second Notice of Proposed Road Vacation V-2738 in the Duvall area

[EXTERNAL Email Notice!] External communication is important to us. Be cautious of phishing attempts. Do not click or open suspicious links or attachments.

Wave has aerial plant nearby on Mountain View Rd NE, but nothing that appears to be in conflict with the proposed vacation on 310th.

Let me know if you have any questions. Thanks

On Tue, Mar 16, 2021 at 9:31 AM Drake, Leslie <Leslie.Drake@kingcounty.gov> wrote:

Hello. I'm reaching out again on this road vacation review. I haven't had too many response so I'm sending this out again. Please and thank you for your time. I know that I have sent a lot of notices for road vacations over the last year.

Leslie Drake, Road Property Program Manager | **Road Services Division**, King County Department of Local Services | 206-477-7764 | 24/7 Help Line 206-477-8100 | maint.roads@kingcounty.gov | www.kingcounty.gov/roads

From: Drake, Leslie
Sent: Friday, February 5, 2021 9:02 AM
To: jill.Look@cable.comcast.com; Jim Biggs <JBiggs@wavebroadband.com>; Claussen, Kimberly <Kimberly.Claussen@kingcounty.gov>; Kulish, Michael <Michael.Kulish@kingcounty.gov>; Jackson, Robert (DNRP) <Robert.Jackson@kingcounty.gov>; McDonald, Andrew <Andrew.McDonald@kingcounty.gov>; Carr, Trevor <Trevor.Carr@kingcounty.gov>; Miles, Dawn <dmiles@kingcounty.gov>; Minichillo, Tom <Tom.Minichillo@kingcounty.gov>; dburke@duvallfire45.com
Subject: Second Notice of Proposed Road Vacation V-2738 in the Duvall area

Hello,

King County has received a request to vacate a portion of 310th Ave NE in the Duvall area of unincorporated King County. Your agency or division has been identified as a potential stakeholder in this right-of-way vacation. Therefore, your input or response to this petition is of great value in the vacation process.

This is the second and final notice for review of Road Vacation File V-2738

Please contact me if you need further information or would like additional time to complete your response. And as always, your timely response is greatly appreciated.

So please

R.S.V.P by March 10, 2021

Thank you

Leslie Drake, Road Property Program Manager | **Road Services Division**, King County Department of Local Services | 206-477-7764 | 24/7 Help Line 206-477-8100 | maint.roads@kingcounty.gov | www.kingcounty.gov/roads

Drake, Leslie

From: Claussen, Kimberly
Sent: Monday, April 12, 2021 1:51 PM
To: Drake, Leslie
Subject: RE: Second Second Notice of Proposed Road Vacation V-2738 in the Duvall area

Follow Up Flag: Follow up
Flag Status: Flagged

Hi – sorry for the delay. No objections. Thanks

From: Drake, Leslie <Leslie.Drake@kingcounty.gov>
Sent: Monday, April 12, 2021 1:46 PM
To: Claussen, Kimberly <Kimberly.Claussen@kingcounty.gov>
Subject: RE: Second Second Notice of Proposed Road Vacation V-2738 in the Duvall area

Hi. I know that you are really busy, but you are the one person whose response I have to have before I can move a petition forward.

It would be great if you could take a look at this pending road vacation and let me know if it raises any concerns for Permitting.

Thank you.

Leslie Drake, Road Property Program Manager | **Road Services Division**, King County Department of Local Services | 206-477-7764 | 24/7 Help Line 206-477-8100 | maint.roads@kingcounty.gov | www.kingcounty.gov/roads

From: Drake, Leslie
Sent: Tuesday, March 16, 2021 9:31 AM
To: Jim Biggs <JBiggs@wavebroadband.com>; Claussen, Kimberly <Kimberly.Claussen@kingcounty.gov>; Kulish, Michael <Michael.Kulish@kingcounty.gov>; Jackson, Robert (DNRP) <Robert.Jackson@kingcounty.gov>; McDonald, Andrew <Andrew.McDonald@kingcounty.gov>; Carr, Trevor <Trevor.Carr@kingcounty.gov>; Miles, Dawn <dmiles@kingcounty.gov>; Minichillo, Tom <Tom.Minichillo@kingcounty.gov>; dburke@duvallfire45.com
Subject: Second Second Notice of Proposed Road Vacation V-2738 in the Duvall area

Hello. I'm reaching out again on this road vacation review. I haven't had too many response so I'm sending this out again. Please and thank you for your time. I know that I have sent a lot of notices for road vacations over the last year.

Leslie Drake, Road Property Program Manager | **Road Services Division**, King County Department of Local Services | 206-477-7764 | 24/7 Help Line 206-477-8100 | maint.roads@kingcounty.gov | www.kingcounty.gov/roads

From: Drake, Leslie
Sent: Friday, February 5, 2021 9:02 AM
To: jill.Look@cable.comcast.com; Jim Biggs <JBiggs@wavebroadband.com>; Claussen, Kimberly <Kimberly.Claussen@kingcounty.gov>; Kulish, Michael <Michael.Kulish@kingcounty.gov>; Jackson, Robert (DNRP) <Robert.Jackson@kingcounty.gov>; McDonald, Andrew <Andrew.McDonald@kingcounty.gov>; Carr, Trevor <Trevor.Carr@kingcounty.gov>; Miles, Dawn <dmiles@kingcounty.gov>; Minichillo, Tom

Exhibit 15 -009

Exhibit 1 -013

<Tom.Minichillo@kingcounty.gov>; dburke@duvallfire45.com

Subject: Second Notice of Proposed Road Vacation V-2738 in the Duvall area

Hello,

King County has received a request to vacate a portion of 310th Ave NE in the Duvall area of unincorporated King County. Your agency or division has been identified as a potential stakeholder in this right-of-way vacation. Therefore, your input or response to this petition is of great value in the vacation process.

This is the second and final notice for review of Road Vacation File V-2738

Please contact me if you need further information or would like additional time to complete your response. And as always, your timely response is greatly appreciated.

So please

R.S.V.P by March 10, 2021

Thank you

Leslie Drake, Road Property Program Manager | **Road Services Division**, King County Department of Local Services | 206-477-7764 | 24/7 Help Line 206-477-8100 | maint.roads@kingcounty.gov | www.kingcounty.gov/roads



December 18, 2020

RE: V-2738 Notice of Proposed Right-of-Way Vacation - a portion of 310th Ave NE in the Duvall area of unincorporated King County

Dear Recipient,

Robert E. Elander and Vernon S. Timmons have petitioned King County to vacate a portion of 310th Ave NE, in the Duvall area of unincorporated King County. The King County Department of Local Services, Road Services Division's County Road Engineer (CRE) has been directed by the Clerk of the King County Council to examine the road and issue a report and recommendation as to whether the right-of-way should be vacated. However, before a report can be made, the CRE needs your comments or recommendations regarding any interest you may have in the subject right-of-way.

Currently, it takes approximately one year to 18 months to complete the road vacation process. King County Road Services Division is working hard to reduce the length of time it takes to process the petition to vacate a County road. In order to expedite the road vacation petition inquiries, we request that you complete the attached Notice of Petition to Vacate a County Road and return it by:

January 22, 2021

Your timely response will allow Road Services Division staff the time necessary to review your comments/recommendations and prepare a report to the King County Council in a timely manner. The report will contain our recommendation regarding the status of the roadway.

If you have any questions, please contact Leslie Drake, Road Property Program Manager, at 206-477-7764 or via e-mail at Leslie.Drake@kingcounty.gov.

This is the first notice. Another notice will automatically be sent at the end of 30 days from the date on this notice. As a matter of procedure, you will also receive a notice from the King County Hearing Examiner informing you of the time and place of the public hearing for this petition to vacate the road. Road Services Division would like to thank you in advance for your cooperation in this matter.

Sincerely,

Leslie Drake
Road Property Program Manager

V- 2738

December 18, 2020

Petition for Vacation of 310th Ave NE, in the Duvall area of unincorporated King County

Petitioners: Richard E. Elander and Vernon S. Timmons
Site address: 18827 Mountain View Rd. NE
Duvall

Site Parcel Number: 1550000015

REVIEWING AGENCY – Please answer the questions related to your agency and respond within 30 days of receipt of this notice.

Agency: Parks and Recreation Division Date: 12-18-20

Name: Robert Nunnenkamp Phone: 206-477-4581

1. Nature of public utilities, if any, in right-of-way?
 2. Is right-of-way improved for travel?
 3. Is right-of-way necessary for present or future road system, either for travel or public utilities?
 4. Are easements desired? *No*
If YES, please provide an estimated date of contact with petitioner(s) _____
(Please Note: All utilities are required to obtain their own easements prior to King County issuing a recommendation on the proposed vacation.)
 5. Is right-of-way maintained?
 6. Has it been maintained or county funds expended?
- Do you have any additional comments?

Parks has no objections to this request.

What is your recommendation?
Okay to vacate.

Page 3 of 3

LEGAL DESCRIPTION

310TH Ave NE (Alder Road)

THE WEST HALF OF 310TH AVE NE (ALDER ROAD) ABUTTING LOT 126 OF CHERRY GARDENS, DIVISION NO. 3, ACCORDING TO THE PLAT THEREOF FILED IN VOL. 22 OF PLATS AT PAGE 26, RECORDS OF KING COUNTY, WASHINGTON.

SITUATE IN THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 4, TOWNSHIP 26 NORTH, RANGE 7 EAST, W.M.

The above described area containing approximately 35,139 square feet.

Thomas Bros Map page 479

Zoning RA5

Map identifying the proposed right-of-way vacation area - Please see the attached files.

If additional information is required, please contact Leslie Drake, Road Property Program Manager, at 206-477-7764 or via e-mail at Leslie.Drake@kingcounty.gov.

Please return this completed form via e-mail to: Leslie.Drake@kingcounty.gov

Or via mail to: King County Department of Local Services
Road Services Division
201 South Jackson Street
Seattle, WA 98104-3856
MS – KSC-LS-0313
ATTN: Leslie Drake

Drake, Leslie

From: Drake, Leslie
Sent: Friday, March 25, 2022 3:29 PM
To: Nunnenkamp, Robert
Subject: RE: Notice of Proposed Road Vacation V-2738 in the Duvall area
Attachments: V-2738 Notice to Stakeholders 2.docx; V2738.pdf

Hello Robert.

You previously reviewed this proposed road vacation and provided the response below. However, based upon a recommendation from the Hearing Examiner on a recent road vacation, I am seeking input again for this road vacation petition.

Specifically, could you response to the following:

- 1) Is the subject road right-of-way necessary or useful as part of the present or future county road system?
- 2) Is the subject road right-of-way necessary or useful for the present or future county transportation system?
- 3) Is it advisable to preserve all or a portion of the road right-of-way for the county transportation system of the future?
- 4) Do you have any additional comments on this possible vacation of the subject road right-of-way?

A copy of the prior Stakeholder notice and map are attached for your reference.

Thank you for your time. Please reach out if you have any questions.

Leslie Drake, Road Property Program Manager | **Road Services Division**, King County Department of Local Services | 206-477-7764 | 24/7 Help Line 206-477-8100 | maint.roads@kingcounty.gov | www.kingcounty.gov/roads

From: Nunnenkamp, Robert <Robert.Nunnenkamp@kingcounty.gov>
Sent: Friday, December 18, 2020 3:12 PM
To: Drake, Leslie <Leslie.Drake@kingcounty.gov>
Subject: RE: Notice of Proposed Road Vacation V-2738 in the Duvall area

Parks is fine and dandy with this request.

From: Drake, Leslie <Leslie.Drake@kingcounty.gov>
Sent: Friday, December 18, 2020 2:55 PM
To: Rightofway@pse.com; Harb, Alex <Alex.Harb@CenturyLink.com>; jill_Look@cable.comcast.com; Jim Biggs <JBiggs@wavebroadband.com>; brian.turner1@centurylink.com; office@wd119.org; jkuhnhenh@duvallfire45.com; Claussen, Kimberly <Kimberly.Claussen@kingcounty.gov>; Kulish, Michael <Michael.Kulish@kingcounty.gov>; Jackson, Robert (DNRP) <Robert.Jackson@kingcounty.gov>; Nunnenkamp, Robert <Robert.Nunnenkamp@kingcounty.gov>; McDonald, Andrew <Andrew.McDonald@kingcounty.gov>; Carr, Trevor <Trevor.Carr@kingcounty.gov>; Ishimaru, Jim <Jim.Ishimaru@kingcounty.gov>; Ledbetter, Tony <Tony.Ledbetter@kingcounty.gov>; Eichelsdoerfer, Robert <Robert.Eichelsdoerfer@kingcounty.gov>; Archuleta, Wally <Wally.Archuleta@kingcounty.gov>; Miles, Dawn <dmiles@kingcounty.gov>; Lauritzen, John M <John.Lauritzen@kingcounty.gov>; Carrasquero, Jose <jcarrasquero@kingcounty.gov>; Minichillo, Tom <Tom.Minichillo@kingcounty.gov>; Cassidy, Jon <Jon.Cassidy@kingcounty.gov>; Scott, Todd <Todd.Scott@kingcounty.gov>
Subject: Notice of Proposed Road Vacation V-2738 in the Duvall area

Hello,

Exhibit 15 -014
Exhibit 1 -018

King County has received a request to vacate a portion of 310th Ave NE in the Duvall area of unincorporated King County. Your agency or division has been identified as a potential stakeholder in this right-of-way vacation. Therefore, your input or response to this petition is of great value in the vacation process.

This is the first notice for Road Vacation File V-2738

Please contact me if you need further information or would like additional time to complete your response. And as always, your timely response is greatly appreciated.

So please

R.S.V.P by January 22, 2021

Thank you

Leslie Drake, Road Property Program Manager | **Road Services Division**, King County Department of Local Services | 206-477-7764 | 24/7 Help Line 206-477-8100 | maint.roads@kingcounty.gov | www.kingcounty.gov/roads

ROAD VACATIONS 8-26-22

V-2738

Current Park or Trail improvements in vicinity	NO
Future planned Park or Trail Improvements in vicinity	NO
ROW necessary or useful for current or future trail	NO
Preserve all or portion ROW	NO
Additional comments	NO
1550000015 – BPA corridor to w. (no ROW N & S)	

Drake, Leslie

From: Ishimaru, Jim
Sent: Wednesday, December 30, 2020 8:27 AM
To: Drake, Leslie
Subject: RE: Notice of Proposed Road Vacation V-2738 in the Duvall area

Leslie, we have no long range transportation planning concerns with this road vacation. Jim

Jim Ishimaru | Road Services Division, King County Department of Local Services | 206.477.3623

From: Drake, Leslie <Leslie.Drake@kingcounty.gov>
Sent: Friday, December 18, 2020 2:55 PM
To: Rightofway@pse.com; Harb, Alex <Alex.Harb@CenturyLink.com>; jill_Look@cable.comcast.com; Jim Biggs <JBiggs@wavebroadband.com>; brian.turner1@centurylink.com; office@wd119.org; jkuhnenn@duvallfire45.com; Claussen, Kimberly <Kimberly.Claussen@kingcounty.gov>; Kulish, Michael <Michael.Kulish@kingcounty.gov>; Jackson, Robert (DNRP) <Robert.Jackson@kingcounty.gov>; Nunnenkamp, Robert <Robert.Nunnenkamp@kingcounty.gov>; McDonald, Andrew <Andrew.McDonald@kingcounty.gov>; Carr, Trevor <Trevor.Carr@kingcounty.gov>; Ishimaru, Jim <Jim.Ishimaru@kingcounty.gov>; Ledbetter, Tony <Tony.Ledbetter@kingcounty.gov>; Eichelsdoerfer, Robert <Robert.Eichelsdoerfer@kingcounty.gov>; Archuleta, Wally <Wally.Archuleta@kingcounty.gov>; Miles, Dawn <dmiles@kingcounty.gov>; Lauritzen, John M <John.Lauritzen@kingcounty.gov>; Carrasquero, Jose <jcarrasquero@kingcounty.gov>; Minichillo, Tom <Tom.Minichillo@kingcounty.gov>; Cassidy, Jon <Jon.Cassidy@kingcounty.gov>; Scott, Todd <Todd.Scott@kingcounty.gov>
Subject: Notice of Proposed Road Vacation V-2738 in the Duvall area

Hello,

King County has received a request to vacate a portion of 310th Ave NE in the Duvall area of unincorporated King County. Your agency or division has been identified as a potential stakeholder in this right-of-way vacation. Therefore, your input or response to this petition is of great value in the vacation process.

This is the first notice for Road Vacation File V-2738

Please contact me if you need further information or would like additional time to complete your response. And as always, your timely response is greatly appreciated.

So please

R.S.V.P by January 22, 2021

Thank you

Leslie Drake, Road Property Program Manager | **Road Services Division**, King County Department of Local Services | 206-477-7764 | 24/7 Help Line 206-477-8100 | maint.roads@kingcounty.gov | www.kingcounty.gov/roads

Drake, Leslie

From: Drake, Leslie
Sent: Friday, March 25, 2022 3:30 PM
To: Ishimaru, Jim
Subject: RE: Notice of Proposed Road Vacation V-2738 in the Duvall area
Attachments: V2738.pdf; V-2738 Notice to Stakeholders 2.docx

Hello Jim.

You previously reviewed this proposed road vacation and provided the response below. However, based upon a recommendation from the Hearing Examiner on a recent road vacation, I am seeking input again for this road vacation petition.

Specifically, could you response to the following:

- 1) Is the subject road right-of-way necessary or useful as part of the present or future county road system?
- 2) Is the subject road right-of-way necessary or useful for the present or future county transportation system?
- 3) Is it advisable to preserve all or a portion of the road right-of-way for the county transportation system of the future?
- 4) Do you have any additional comments on this possible vacation of the subject road right-of-way?

A copy of the prior Stakeholder notice and map are attached for your reference.

Thank you for your time. Please reach out if you have any questions.

Leslie Drake, Road Property Program Manager | **Road Services Division**, King County Department of Local Services | 206-477-7764 | 24/7 Help Line 206-477-8100 | maint.roads@kingcounty.gov | www.kingcounty.gov/roads

From: Ishimaru, Jim <Jim.Ishimaru@kingcounty.gov>
Sent: Wednesday, December 30, 2020 8:27 AM
To: Drake, Leslie <Leslie.Drake@kingcounty.gov>
Subject: RE: Notice of Proposed Road Vacation V-2738 in the Duvall area

Leslie, we have no long range transportation planning concerns with this road vacation. Jim

Jim Ishimaru | **Road Services Division**, King County Department of Local Services | 206.477.3623

From: Drake, Leslie <Leslie.Drake@kingcounty.gov>
Sent: Friday, December 18, 2020 2:55 PM
To: Rightofway@pse.com; Harb, Alex <Alex.Harb@CenturyLink.com>; jill_Look@cable.comcast.com; Jim Biggs <JBiggs@wavebroadband.com>; brian.turner1@centurylink.com; office@wd119.org; jkuhnhenh@duvallfire45.com; Claussen, Kimberly <Kimberly.Claussen@kingcounty.gov>; Kulish, Michael <Michael.Kulish@kingcounty.gov>; Jackson, Robert (DNRP) <Robert.Jackson@kingcounty.gov>; Nunnenkamp, Robert <Robert.Nunnenkamp@kingcounty.gov>; McDonald, Andrew <Andrew.McDonald@kingcounty.gov>; Carr, Trevor <Trevor.Carr@kingcounty.gov>; Ishimaru, Jim <Jim.Ishimaru@kingcounty.gov>; Ledbetter, Tony <Tony.Ledbetter@kingcounty.gov>; Eichelsdoerfer, Robert <Robert.Eichelsdoerfer@kingcounty.gov>; Archuleta, Wally <Wally.Archuleta@kingcounty.gov>; Miles, Dawn <dmiles@kingcounty.gov>; Lauritzen, John M <John.Lauritzen@kingcounty.gov>; Carrasquero, Jose <jcarrasquero@kingcounty.gov>; Minichillo, Tom <Tom.Minichillo@kingcounty.gov>; Cassidy, Jon <Jon.Cassidy@kingcounty.gov>; Scott, Todd <Todd.Scott@kingcounty.gov>
Subject: Notice of Proposed Road Vacation V-2738 in the Duvall area

Hello,

King County has received a request to vacate a portion of 310th Ave NE in the Duvall area of unincorporated King County. Your agency or division has been identified as a potential stakeholder in this right-of-way vacation. Therefore, your input or response to this petition is of great value in the vacation process.

This is the first notice for Road Vacation File V-2738

Please contact me if you need further information or would like additional time to complete your response. And as always, your timely response is greatly appreciated.

So please

R.S.V.P by January 22, 2021

Thank you

Leslie Drake, Road Property Program Manager | **Road Services Division**, King County Department of Local Services | 206-477-7764 | 24/7 Help Line 206-477-8100 | maint.roads@kingcounty.gov | www.kingcounty.gov/roads

RSD Road Vacations - responses

Draft

2/13/2023

1. Is the subject road right-of-way necessary or useful as part of the present or future county road system?

V-2738

No to both. This is a sparsely populated rural area with an adequate County road network to meet current and future traffic needs. King County does not have any future planned improvements in the vicinity of this right of way.

2. Is the subject road right-of-way necessary or useful for the present or future county transportation system?

No. The existing combination of local access, private, and County-owned roads in this rural area are adequate to meet current and future traffic needs.

3. Is it advisable to preserve all or a portion of the road right-of-way for the county transportation system of the future?

No. There is an adequate existing road network in this area to meet current and future needs of area residents.

4. Do you have any additional comments on this possible vacation of the subject road right-of-way?

No



February 5, 2021

RE: V-2738 Notice of Proposed Right-of-Way Vacation - a portion of 310th Ave NE in the Duvall area of unincorporated King County

Dear Recipient,

Robert E. Elander and Vernon S. Timmons have petitioned King County to vacate a portion of 310th Ave NE, in the Duvall area of unincorporated King County. The King County Department of Local Services, Road Services Division's County Road Engineer (CRE) has been directed by the Clerk of the King County Council to examine the road and issue a report and recommendation as to whether the right-of-way should be vacated. However, before a report can be made, the CRE needs your comments or recommendations regarding any interest you may have in the subject right-of-way.

Currently, it takes approximately one year to 18 months to complete the road vacation process. King County Road Services Division is working hard to reduce the length of time it takes to process the petition to vacate a County road. In order to expedite the road vacation petition inquiries, we request that you complete the attached Notice of Petition to Vacate a County Road and return it by:

March 10, 2021

Your timely response will allow Road Services Division staff the time necessary to review your comments/recommendations and prepare a report to the King County Council in a timely manner. The report will contain our recommendation regarding the status of the roadway.

If you have any questions, please contact Leslie Drake, Road Property Program Manager, at 206-477-7764 or via e-mail at Leslie.Drake@kingcounty.gov.

This is the second and final notice for review at this phase of the road vacation process. As a matter of procedure, you will also receive a notice from the King County Hearing Examiner informing you of the time and place of the public hearing for this petition to vacate the road. Road Services Division would like to thank you in advance for your cooperation in this matter.

Sincerely,

Leslie Drake
Road Property Program Manager

V- 2738

February 5, 2021

Petition for Vacation of 310th Ave NE, in the Duvall area of unincorporated King County

Petitioners: Richard E. Elander and Vernon S. Timmons
Site address: 18827 Mountain View Rd. NE
Duvall

Site Parcel Number: 1550000015

REVIEWING AGENCY – Please answer the questions related to your agency and respond within 30 days of receipt of this notice.

Agency: King County-WTD _____

Date:3-16-2021

Name: _Trevor J.Carr RPA III _____ Phone: 206-477-4207 _____

1. Nature of public utilities, if any, in right-of-way? N/A
2. Is right-of-way improved for travel? N/A
3. Is right-of-way necessary for present or future road system, either for travel or public utilities? N/A
4. Are easements desired? No
If YES, please provide an estimated date of contact with petitioner(s) _____
(Please Note: All utilities are required to obtain their own easements prior to King County holding a hearing on the proposed road vacation.)
5. Is right-of-way maintained? N
6. Has it been maintained or county funds expended? N
7. Have any Special Use Permits, Right of Way Use Permits or Franchise Agreements been issued for or regarding this right-of-way?N
8. What is your recommendation? Proceed with vacation.

Do you have any additional comments?

Legal Description of the Proposed Vacation area –

Page 3 of 3

LEGAL DESCRIPTION

310TH Ave NE (Alder Road)

THE WEST HALF OF 310TH AVE NE (ALDER ROAD) ABUTTING LOT 126 OF CHERRY GARDENS, DIVISION NO. 3, ACCORDING TO THE PLAT THEREOF FILED IN VOL. 22 OF PLATS AT PAGE 26, RECORDS OF KING COUNTY, WASHINGTON.

SITUATE IN THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 4, TOWNSHIP 26 NORTH, RANGE 7 EAST, W.M.

The above described area containing approximately 35,139 square feet.

Thomas Bros Map page 479

Zoning RA5

Map identifying the proposed right-of-way vacation area - Please see the attached files.

If additional information is required, please contact Leslie Drake, Road Property Program Manager, at 206-477-7764 or via e-mail at Leslie.Drake@kingcounty.gov.

Please return this completed form via e-mail to: Leslie.Drake@kingcounty.gov

Or via mail to: King County Department of Local Services
Road Services Division
201 South Jackson Street
Seattle, WA 98104-3856
MS – KSC-LS-0313
ATTN: Leslie Drake

Drake, Leslie

From: Eichelsdoerfer, Robert
Sent: Monday, December 21, 2020 11:50 AM
To: Drake, Leslie
Subject: RE: Notice of Proposed Road Vacation V-2738 in the Duvall area

Follow Up Flag: Follow up
Flag Status: Completed

Hi Leslie,

KCDLS, Road Services Division, Road and Traffic Engineering Development Review staff would have no objection to this proposed road vacation.

*Robert Eichelsdoerfer, PE, Development Review and Road Variance Engineer, Road Services Division, King County
Department of Local Services, 206-477-3652
24/7 Help Line 206-477-8100, maint.road@kingcounty.gov, www.kingcounty.gov/roads*

From: Drake, Leslie <Leslie.Drake@kingcounty.gov>
Sent: Friday, December 18, 2020 2:55 PM
To: Rightofway@pse.com; Harb, Alex <Alex.Harb@CenturyLink.com>; jill_Look@cable.comcast.com; Jim Biggs <JBiggs@wavebroadband.com>; brian.turner1@centurylink.com; office@wd119.org; jkuhnhenh@duvallfire45.com; Claussen, Kimberly <Kimberly.Claussen@kingcounty.gov>; Kulish, Michael <Michael.Kulish@kingcounty.gov>; Jackson, Robert (DNRP) <Robert.Jackson@kingcounty.gov>; Nunnenkamp, Robert <Robert.Nunnenkamp@kingcounty.gov>; McDonald, Andrew <Andrew.McDonald@kingcounty.gov>; Carr, Trevor <Trevor.Carr@kingcounty.gov>; Ishimaru, Jim <Jim.Ishimaru@kingcounty.gov>; Ledbetter, Tony <Tony.Ledbetter@kingcounty.gov>; Eichelsdoerfer, Robert <Robert.Eichelsdoerfer@kingcounty.gov>; Archuleta, Wally <Wally.Archuleta@kingcounty.gov>; Miles, Dawn <dmiles@kingcounty.gov>; Lauritzen, John M <John.Lauritzen@kingcounty.gov>; Carrasquero, Jose <jcarrasquero@kingcounty.gov>; Minichillo, Tom <Tom.Minichillo@kingcounty.gov>; Cassidy, Jon <Jon.Cassidy@kingcounty.gov>; Scott, Todd <Todd.Scott@kingcounty.gov>
Subject: Notice of Proposed Road Vacation V-2738 in the Duvall area

Hello,
King County has received a request to vacate a portion of 310th Ave NE in the Duvall area of unincorporated King County. Your agency or division has been identified as a potential stakeholder in this right-of-way vacation. Therefore, your input or response to this petition is of great value in the vacation process.

This is the first notice for Road Vacation File V-2738

Please contact me if you need further information or would like additional time to complete your response. And as always, your timely response is greatly appreciated.

So please

R.S.V.P by January 22, 2021

Thank you



December 18, 2020

RE: V-2738 Notice of Proposed Right-of-Way Vacation - a portion of 310th Ave NE in the Duvall area of unincorporated King County

Dear Recipient,

Robert E. Elander and Vernon S. Timmons have petitioned King County to vacate a portion of 310th Ave NE, in the Duvall area of unincorporated King County. The King County Department of Local Services, Road Services Division's County Road Engineer (CRE) has been directed by the Clerk of the King County Council to examine the road and issue a report and recommendation as to whether the right-of-way should be vacated. However, before a report can be made, the CRE needs your comments or recommendations regarding any interest you may have in the subject right-of-way.

Currently, it takes approximately one year to 18 months to complete the road vacation process. King County Road Services Division is working hard to reduce the length of time it takes to process the petition to vacate a County road. In order to expedite the road vacation petition inquiries, we request that you complete the attached Notice of Petition to Vacate a County Road and return it by:

January 22, 2021

Your timely response will allow Road Services Division staff the time necessary to review your comments/recommendations and prepare a report to the King County Council in a timely manner. The report will contain our recommendation regarding the status of the roadway.

If you have any questions, please contact Leslie Drake, Road Property Program Manager, at 206-477-7764 or via e-mail at Leslie.Drake@kingcounty.gov.

This is the first notice. Another notice will automatically be sent at the end of 30 days from the date on this notice. As a matter of procedure, you will also receive a notice from the King County Hearing Examiner informing you of the time and place of the public hearing for this petition to vacate the road. Road Services Division would like to thank you in advance for your cooperation in this matter.

Sincerely,

Leslie Drake
Road Property Program Manager

V- 2738

December 18, 2020

Petition for Vacation of 310th Ave NE, in the Duvall area of unincorporated King County

Petitioners: Richard E. Elander and Vernon S. Timmons
Site address: 18827 Mountain View Rd. NE
Duvall

Site Parcel Number: 1550000015

REVIEWING AGENCY – Please answer the questions related to your agency and respond within 30 days of receipt of this notice.

Agency: KC DLS-RSD-Survey Unit Date: 12-21-20

Name: John Lauritzen, PLS Phone: (206) 477-1457

- 1. Nature of public utilities, if any, in right-of-way? Not sure
- 2. Is right-of-way improved for travel? No-doesn't appear to have ever been opened.
- 3. Is right-of-way necessary for present or future road system, either for travel or public utilities? No. May need utility easements reserved.
- 4. Are easements desired? Not sure.

If YES, please provide an estimated date of contact with petitioner(s) _____

(Please Note: All utilities are required to obtain their own easements prior to King County holding a hearing on the proposed road vacation.)

- 5. Is right-of-way maintained? No
- 6. Has it been maintained or county funds expended? No**See#2 above.
- 7. Have any Special Use Permits, Right of Way Use Permits or Franchise Agreements been issued for or regarding this right-of-way? Not sure.
- 8. What is your recommendation? Approve with any necessary easements requested. It doesn't appear that this r/w on a steep westerly facing ridge would be cost-effective to construct (cross-slope is approximately 35% and would require continuous cut/fill of 5'-6'± for 1150 l.f.) and is not necessary to access any other adjacent parcels.

Do you have any additional comments?

No

Legal Description of the Proposed Vacation area –

LEGAL DESCRIPTION

310TH Ave NE (Alder Road)

THE WEST HALF OF 310TH AVE NE (ALDER ROAD) ABUTTING LOT 126 OF CHERRY GARDENS, DIVISION NO. 3, ACCORDING TO THE PLAT THEREOF FILED IN VOL. 22 OF PLATS AT PAGE 26, RECORDS OF KING COUNTY, WASHINGTON.

SITUATE IN THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 4, TOWNSHIP 26 NORTH, RANGE 7 EAST, W.M.

The above described area containing approximately 35,139 square feet.

Thomas Bros Map page 479

Zoning RA5

Map identifying the proposed right-of-way vacation area - Please see the attached files.

If additional information is required, please contact Leslie Drake, Road Property Program Manager, at 206-477-7764 or via e-mail at Leslie.Drake@kingcounty.gov.

Please return this completed form via e-mail to: Leslie.Drake@kingcounty.gov

Or via mail to: King County Department of Local Services
Road Services Division
201 South Jackson Street
Seattle, WA 98104-3856
MS – KSC-LS-0313
ATTN: Leslie Drake



December 18, 2020

RE: V-2738 Notice of Proposed Right-of-Way Vacation - a portion of 310th Ave NE in the Duvall area of unincorporated King County

Dear Recipient,

Robert E. Elander and Vernon S. Timmons have petitioned King County to vacate a portion of 310th Ave NE, in the Duvall area of unincorporated King County. The King County Department of Local Services, Road Services Division's County Road Engineer (CRE) has been directed by the Clerk of the King County Council to examine the road and issue a report and recommendation as to whether the right-of-way should be vacated. However, before a report can be made, the CRE needs your comments or recommendations regarding any interest you may have in the subject right-of-way.

Currently, it takes approximately one year to 18 months to complete the road vacation process. King County Road Services Division is working hard to reduce the length of time it takes to process the petition to vacate a County road. In order to expedite the road vacation petition inquiries, we request that you complete the attached Notice of Petition to Vacate a County Road and return it by:

January 22, 2021

Your timely response will allow Road Services Division staff the time necessary to review your comments/recommendations and prepare a report to the King County Council in a timely manner. The report will contain our recommendation regarding the status of the roadway.

If you have any questions, please contact Leslie Drake, Road Property Program Manager, at 206-477-7764 or via e-mail at Leslie.Drake@kingcounty.gov.

This is the first notice. Another notice will automatically be sent at the end of 30 days from the date on this notice. As a matter of procedure, you will also receive a notice from the King County Hearing Examiner informing you of the time and place of the public hearing for this petition to vacate the road. Road Services Division would like to thank you in advance for your cooperation in this matter.

Sincerely,

Leslie Drake
Road Property Program Manager

V- 2738

December 18, 2020

Petition for Vacation of 310th Ave NE, in the Duvall area of unincorporated King County

Petitioners: Richard E. Elander and Vernon S. Timmons
Site address: 18827 Mountain View Rd. NE
Duvall

Site Parcel Number: 1550000015

REVIEWING AGENCY – Please answer the questions related to your agency and respond within 30 days of receipt of this notice.

Agency: **RSD Maintenance Section, Environmental Unit**

Date: **January 4, 2021**

Name: **Tanner Harris**

Phone: **206-263-8179**

1. Nature of public utilities, if any, in right-of-way?
2. Is right-of-way improved for travel?
3. Is right-of-way necessary for present or future road system, either for travel or public utilities?
4. Are easements desired? No
If YES, please provide an estimated date of contact with petitioner(s) _____
(Please Note: All utilities are required to obtain their own easements prior to King County holding a hearing on the proposed road vacation.)
5. Is right-of-way maintained?
6. Has it been maintained or county funds expended?
7. Have any Special Use Permits, Right of Way Use Permits or Franchise Agreements been issued for or regarding this right-of-way?
8. What is your recommendation? Environmental Unit has no objections to vacating this portion of right-of-way; however, see comments below regarding critical areas present.

Do you have any additional comments?

Right-of-way is located within a 165-foot Type F stream buffer per KCC 21A.24.358(C)(1) based on location of streams shown on the DNR's Forest Practices Application Mapping Tool (<https://fpamt.dnr.wa.gov/default.aspx>). Wetlands may also be present based on anecdotal information and aerial imagery. Petitioner should be made aware of development standards within aquatic area buffers listed at KCC 21A.24.365 and within wetlands/wetland buffers listed at KCC 21A.24.335. Right-of-way is also located in an erosion hazard area (development standards at KCC 21A.24.220) and multiple potential steep slope hazard areas (development standards at 21A.24.310).

Page 3 of 3

Legal Description of the Proposed Vacation area –

LEGAL DESCRIPTION

310TH Ave NE (Alder Road)

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SITUATE IN THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 4, TOWNSHIP 26 NORTH, RANGE 7 EAST, W.M.

The above described area containing approximately 35,139 square feet.

Thomas Bros Map page 479

Zoning RA5

Map identifying the proposed right-of-way vacation area - Please see the attached files.

If additional information is required, please contact Leslie Drake, Road Property Program Manager, at 206-477-7764 or via e-mail at Leslie.Drake@kingcounty.gov.

Please return this completed form via e-mail to: Leslie.Drake@kingcounty.gov

Or via mail to: King County Department of Local Services
Road Services Division
201 South Jackson Street
Seattle, WA 98104-3856
MS – KSC-LS-0313
ATTN: Leslie Drake



December 18, 2020

RE: V-2738 Notice of Proposed Right-of-Way Vacation - a portion of 310th Ave NE in the Duvall area of unincorporated King County

Dear Recipient,

Robert E. Elander and Vernon S. Timmons have petitioned King County to vacate a portion of 310th Ave NE, in the Duvall area of unincorporated King County. The King County Department of Local Services, Road Services Division's County Road Engineer (CRE) has been directed by the Clerk of the King County Council to examine the road and issue a report and recommendation as to whether the right-of-way should be vacated. However, before a report can be made, the CRE needs your comments or recommendations regarding any interest you may have in the subject right-of-way.

Currently, it takes approximately one year to 18 months to complete the road vacation process. King County Road Services Division is working hard to reduce the length of time it takes to process the petition to vacate a County road. In order to expedite the road vacation petition inquiries, we request that you complete the attached Notice of Petition to Vacate a County Road and return it by:

January 22, 2021

Your timely response will allow Road Services Division staff the time necessary to review your comments/recommendations and prepare a report to the King County Council in a timely manner. The report will contain our recommendation regarding the status of the roadway.

If you have any questions, please contact Leslie Drake, Road Property Program Manager, at 206-477-7764 or via e-mail at Leslie.Drake@kingcounty.gov.

This is the first notice. Another notice will automatically be sent at the end of 30 days from the date on this notice. As a matter of procedure, you will also receive a notice from the King County Hearing Examiner informing you of the time and place of the public hearing for this petition to vacate the road. Road Services Division would like to thank you in advance for your cooperation in this matter.

Sincerely,

Leslie Drake
Road Property Program Manager

V- 2738

December 18, 2020

Petition for Vacation of 310th Ave NE, in the Duvall area of unincorporated King County

Petitioners: Richard E. Elander and Vernon S. Timmons
Site address: 18827 Mountain View Rd. NE
Duvall

Site Parcel Number: 1550000015

REVIEWING AGENCY – Please answer the questions related to your agency and respond within 30 days of receipt of this notice.

Agency: Road Drainage Date: 12/18/20

Name: Jon A. Cassidy Phone: 7-2588

1. Nature of public utilities, if any, in right-of-way?
2. Is right-of-way improved for travel?
3. Is right-of-way necessary for present or future road system, either for travel or public utilities?
4. Are easements desired?

If YES, please provide an estimated date of contact with petitioner(s) _____

(Please Note: All utilities are required to obtain their own easements prior to King County holding a hearing on the proposed road vacation.)

5. Is right-of-way maintained?
6. Has it been maintained or county funds expended?
7. Have any Special Use Permits, Right of Way Use Permits or Franchise Agreements been issued for or regarding this right-of-way?
8. What is your recommendation? **Consider denial see details below**

Do you have any additional comments?

The south end of this road recently slide resulting in a temporary closure and considerable expenditure to restore the roadway to one lane for the homes served. Since 310th is a sole access dead-end road to the south it may be desirable to retain this right of way to north to construct an alternative road out should the main road fail again.

Page 3 of 3

Legal Description of the Proposed Vacation area –

LEGAL DESCRIPTION

310TH Ave NE (Alder Road)

THE WEST HALF OF 310TH AVE NE (ALDER ROAD) ABUTTING LOT 126 OF CHERRY GARDENS, DIVISION NO. 3, ACCORDING TO THE PLAT THEREOF FILED IN VOL. 22 OF PLATS AT PAGE 26, RECORDS OF KING COUNTY, WASHINGTON.

SITUATE IN THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 4, TOWNSHIP 26 NORTH, RANGE 7 EAST, W.M.

The above described area containing approximately 35,139 square feet.

Thomas Bros Map page 479

Zoning RA5

Map identifying the proposed right-of-way vacation area - Please see the attached files.

If additional information is required, please contact Leslie Drake, Road Property Program Manager, at 206-477-7764 or via e-mail at Leslie.Drake@kingcounty.gov.

Please return this completed form via e-mail to: Leslie.Drake@kingcounty.gov

Or via mail to: King County Department of Local Services
Road Services Division
201 South Jackson Street
Seattle, WA 98104-3856
MS – KSC-LS-0313
ATTN: Leslie Drake

V- 2738

December 18, 2020

Petition for Vacation of 310th Ave NE, in the Duvall area of unincorporated King County

Petitioners: Richard E. Elander and Vernon S. Timmons
Site address: 18827 Mountain View Rd. NE
Duvall

Site Parcel Number: 1550000015

REVIEWING AGENCY – Please answer the questions related to your agency and respond within 30 days of receipt of this notice.

Agency: KC Historic Preservation Date: 1/21/2021

Name: Todd Scott, Preservation Planner Phone: 206-477-4545

1. Nature of public utilities, if any, in right-of-way?
2. Is right-of-way improved for travel?
3. Is right-of-way necessary for present or future road system, either for travel or public utilities?
4. Are easements desired? No.

If YES, please provide an estimated date of contact with petitioner(s) _____

(Please Note: All utilities are required to obtain their own easements prior to King County holding a hearing on the proposed road vacation.)

5. Is right-of-way maintained?
6. Has it been maintained or county funds expended?
7. Have any Special Use Permits, Right of Way Use Permits or Franchise Agreements been issued for or regarding this right-of-way?
8. What is your recommendation? Approve vacation.

Do you have any additional comments? None.

Drake, Leslie

From: Minichillo, Tom
Sent: Tuesday, March 16, 2021 9:34 AM
To: Drake, Leslie
Subject: RE: Second Second Notice of Proposed Road Vacation V-2738 in the Duvall area

I have no comment or issues with this proposed vacation.

From: Drake, Leslie <Leslie.Drake@kingcounty.gov>
Sent: Tuesday, March 16, 2021 9:31 AM
To: Jim Biggs <JBiggs@wavebroadband.com>; Claussen, Kimberly <Kimberly.Claussen@kingcounty.gov>; Kulish, Michael <Michael.Kulish@kingcounty.gov>; Jackson, Robert (DNRP) <Robert.Jackson@kingcounty.gov>; McDonald, Andrew <Andrew.McDonald@kingcounty.gov>; Carr, Trevor <Trevor.Carr@kingcounty.gov>; Miles, Dawn <dmiles@kingcounty.gov>; Minichillo, Tom <Tom.Minichillo@kingcounty.gov>; David Burke <dburke@duvallfire45.com>
Subject: Second Second Notice of Proposed Road Vacation V-2738 in the Duvall area

Hello. I'm reaching out again on this road vacation review. I haven't had too many response so I'm sending this out again. Please and thank you for your time. I know that I have sent a lot of notices for road vacations over the last year.

Leslie Drake, Road Property Program Manager | **Road Services Division**, King County Department of Local Services | 206-477-7764 | 24/7 Help Line 206-477-8100 | maint.roads@kingcounty.gov | www.kingcounty.gov/roads

From: Drake, Leslie
Sent: Friday, February 5, 2021 9:02 AM
To: jill.Look@cable.comcast.com; Jim Biggs <JBiggs@wavebroadband.com>; Claussen, Kimberly <Kimberly.Claussen@kingcounty.gov>; Kulish, Michael <Michael.Kulish@kingcounty.gov>; Jackson, Robert (DNRP) <Robert.Jackson@kingcounty.gov>; McDonald, Andrew <Andrew.McDonald@kingcounty.gov>; Carr, Trevor <Trevor.Carr@kingcounty.gov>; Miles, Dawn <dmiles@kingcounty.gov>; Minichillo, Tom <Tom.Minichillo@kingcounty.gov>; dburke@duvallfire45.com
Subject: Second Notice of Proposed Road Vacation V-2738 in the Duvall area

Hello,
King County has received a request to vacate a portion of 310th Ave NE in the Duvall area of unincorporated King County. Your agency or division has been identified as a potential stakeholder in this right-of-way vacation. Therefore, your input or response to this petition is of great value in the vacation process.

This is the second and final notice for review of Road Vacation File V-2738

Please contact me if you need further information or would like additional time to complete your response. And as always, your timely response is greatly appreciated.

So please

R.S.V.P by March 10, 2021

Thank you



December 18, 2020

RE: V-2738 Notice of Proposed Right-of-Way Vacation - a portion of 310th Ave NE in the Duvall area of unincorporated King County

Dear Recipient,

Robert E. Elander and Vernon S. Timmons have petitioned King County to vacate a portion of 310th Ave NE, in the Duvall area of unincorporated King County. The King County Department of Local Services, Road Services Division's County Road Engineer (CRE) has been directed by the Clerk of the King County Council to examine the road and issue a report and recommendation as to whether the right-of-way should be vacated. However, before a report can be made, the CRE needs your comments or recommendations regarding any interest you may have in the subject right-of-way.

Currently, it takes approximately one year to 18 months to complete the road vacation process. King County Road Services Division is working hard to reduce the length of time it takes to process the petition to vacate a County road. In order to expedite the road vacation petition inquiries, we request that you complete the attached Notice of Petition to Vacate a County Road and return it by:

January 22, 2021

Your timely response will allow Road Services Division staff the time necessary to review your comments/recommendations and prepare a report to the King County Council in a timely manner. The report will contain our recommendation regarding the status of the roadway.

If you have any questions, please contact Leslie Drake, Road Property Program Manager, at 206-477-7764 or via e-mail at Leslie.Drake@kingcounty.gov.

This is the first notice. Another notice will automatically be sent at the end of 30 days from the date on this notice. As a matter of procedure, you will also receive a notice from the King County Hearing Examiner informing you of the time and place of the public hearing for this petition to vacate the road. Road Services Division would like to thank you in advance for your cooperation in this matter.

Sincerely,

Leslie Drake
Road Property Program Manager

V- 2738

December 18, 2020

Petition for Vacation of 310th Ave NE, in the Duvall area of unincorporated King County

Petitioners: Richard E. Elander and Vernon S. Timmons
Site address: 18827 Mountain View Rd. NE
Duvall

Site Parcel Number: 1550000015

REVIEWING AGENCY – Please answer the questions related to your agency and respond within 30 days of receipt of this notice.

Agency: King County Water District No. 119 Date: January 6, 2021

Name: Roxanne Heller Phone: 425-788-2885

- 1. Nature of public utilities, if any, in right-of-way? **None**
- 2. Is right-of-way improved for travel? **No**
- 3. Is right-of-way necessary for present or future road system, either for travel or public utilities? **Potentially - water main installation and appurtenances.**
- 4. Are easements desired? **Yes**

If YES, please provide an estimated date of contact with petitioner(s) within the year 2021
(Please Note: All utilities are required to obtain their own easements prior to King County holding a hearing on the proposed road vacation.)

- 5. Is right-of-way maintained? **No**
- 6. Has it been maintained or county funds expended? **Not that we are aware of**
- 7. Have any Special Use Permits, Right of Way Use Permits or Franchise Agreements been issued for or regarding this right-of-way? **KCWD119 has a franchise agreement in place with King County for installation of water facilities**
- 8. What is your recommendation?
No objection to approval of the request with the condition of granting KCWD119 an easement.

Do you have any additional comments? **No.**

Page 3 of 3

LEGAL DESCRIPTION

310TH Ave NE (Alder Road)

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Please return this completed form via e-mail to: Leslie.Drake@kingcounty.gov

Or via mail to: King County Department of Local Services
Road Services Division
201 South Jackson Street
Seattle, WA 98104-3856
MS – KSC-LS-0313
ATTN: Leslie Drake