



## Legislation Details (With Text)

**File #:** 2008-0405      **Version:** 2

**Type:** Ordinance      **Status:** Passed

**File created:** 7/28/2008      **In control:** Hearing Examiner

**On agenda:**      **Final action:** 12/15/2008

**Enactment date:** 12/23/2008      **Enactment #:** 16343

**Title:** AN ORDINANCE authorizing the vacation of a portion of 96th Place SW, File V-2611; Petitioners: Michael E. Gaines and Donna M. Peck-Gaines.

**Sponsors:** Julia Patterson

**Indexes:** Vacation

**Code sections:**

**Attachments:** 1. 2008-0405 A. Map.JPG, 2. 2008-0405 DOT report.doc, 3. 2008-0405 Fiscal Note.xls, 4. 2008-0405 Hearing Notice.doc, 5. 2008-0405 Transmittal Letter.doc

Date	Ver.	Action By	Action	Result
12/15/2008	2	Metropolitan King County Council	Passed	Pass
7/28/2008	1	Metropolitan King County Council	Introduced and Referred	

Clerk 12/10/2008

AN ORDINANCE authorizing the vacation of a portion of 96th Place SW, File V  
-2611; Petitioners: Michael E. Gaines and Donna M. Peck-Gaines.

### STATEMENT OF FACTS:

1. A petition has been filed requesting vacation of a portion of the 96th Place SW right-of-way, also known as King County Road No. 365, hereinafter described.
2. The department of transportation notified the various utility companies serving the area and has been advised that easements are not required within the vacation area.
3. The department of transportation records indicate that King County has not been maintaining 96th Place SW. The records indicate that no public funds have been expended for its acquisition. A critical areas review will be required prior to any future development, clearing, or other site alteration within the vacation area.
4. The department of transportation considers the subject portion of the right-of-way useless as

part of the county road system and believes the public would benefit by the return of this unused area to the public tax rolls.

5. The right-of-way is classified as "C-Class" and, in accordance with K.C.C. 14.40.020, the compensation due King County is based on fifty percent of the assessed value of the subject right-of-way, which was determined from records of the department of assessments. King County is in receipt of \$19,494.80 from the petitioner.

Due notice was given in the manner provided by law and a hearing was held by the office of the hearing examiner on the 17th day of September, 2008.

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 effective date of this ordinance, hereby vacates and abandons that portion of the 96th Place SW right-of-way, also known as King County Road No. 365, as conveyed to King County by the recording of the deed recorded in Volume 825 of Deeds, Page 258, records of King County, Washington as described below:

That portion of the 96th Place SW right-of-way, also known as King County Road No. 365, recorded under the deed recorded in Volume 825 of Deeds, Page 258, records of King County, Washington, being further described as follows:

Beginning at a point 952.32 feet south and 817.64 feet east of the northwest corner of Government Lot 3, Section 20, Township 22 North, Range 3 East, Willamette Meridian, King County, Washington; Thence S 37°41'0" E, a distance of 77.88 feet; Thence N 30°47'47" E, a distance of 22.95 feet; Thence N 36°19'31" W, a distance of 69.48

feet' Thence S 52°19'0"W, a distance of 23.00 feet to the point of beginning.