

Legislation Text

File #: 2010-0549, **Version:** 2

Clerk 12/01/2010

AN ORDINANCE authorizing the vacation of portions of Jos W. Wilkinson Road, County Road No. 259, also known as Frank Stossel Road, County Road No. 1023, File V-2650; Petitioner: King County department of natural resources and parks.

STATEMENT OF FACTS:

1. A petition has been filed requesting vacation of portions of the Jos W. Wilkinson Road, County Road No. 259, also known as Frank Stossel Road, County Road No. 1023, 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 areas.
3. The department of transportation records indicate that King County has in the past maintained Jos W. Wilkinson Road, County Road No. 259, also known as Frank Stossel Road, County Road No. 1023 but the portions requested for vacation are no longer maintained. The records indicate that no public funds have been expended for its acquisition.
4. The department of transportation considers the subject portions of right-of-way useless as part of the county road system and believes the public would benefit by the return of these unused areas to the adjacent property for public parking.
5. The rights-of-way are classified as "B-Class" and, in accordance with King County Code 14.40.020, the compensation due to King County for a road vacation may be waived for

governmental agencies at the discretion of the King County council. Three factors support waiving of the compensation: a. the proposed vacation area will be used to construct public parking for the Chinook Bend Natural Area; b. the adjoining lands are designated open space and are for public recreational purposes and are therefore tax exempt; and c. the petitioner is a county agency. Therefore, the road services division and the hearing examiner recommend that the full amount of compensation due to King County for this petition be waived.

Due notice was given in the manner provided by law and a hearing was held by the office of the hearing examiner on the 3rd day of November, 2010.

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 those portions of the Jos W. Wilkinson Road, County Road No. 259, also known as Frank Stossel Road, County Road No. 1023 right-of-way, as conveyed to King County by the recording of the quit-claim deed recorded in Volume 855 of Deeds, on Page 23, records of King County, Washington, as depicted in Attachment A, and described below:

Those portions of the 60-foot wide right-of-way of Jos W. Wilkinson Road, County Road No. 259, also known as Frank Stossel Road, County Road No. 1023, located within Government Lots 3 and 4, in the northwest quarter of Section 9, Township 25 North, Range 7 East, Willamette Meridian, King County, Washington, lying north and east of the easterly right-of-way margin of Carnation Farms Road, as described in King County Survey No. 9-25-7-7, Stossel Bridge Westerly, dated June 18, 1956.