

ORDINANCE NO. 298

AN ORDINANCE OF THE CITY OF WOODINVILLE,
WASHINGTON, VACATING A PORTION OF 132nd
AVENUE NE AND FIXING A TIME WHEN THE
SAME SHOULD BECOME EFFECTIVE.

WHEREAS, the City has identified a need for roadway improvements along NE 177th Place; and

WHEREAS, the relocation of the loading bay of The Bindery, a business located at 13132 NE 177th Place, is necessary for the construction of said improvements; and

WHEREAS, the relocation of the loading bay will require the relocation of some on-site parking; and

WHEREAS, additional land is needed to provide for the relocated parking spaces so there is no net loss to the property owner; and

WHEREAS, a portion of the right-of-way of 132nd Avenue NE is not planned for future improvements and can provide for the relocated on-site parking (shown in Exhibit A with the legal in Exhibit B); and

WHEREAS, it is in the best interest of the public to provide the full road improvements along NE 177th Place to accommodate for needed capacity and safety; and

WHEREAS, it is the opinion of the City Engineer that the vacation of this portion of right-of-way will effect no loss benefit to the public; and

WHEREAS, the Woodinville City Council has initiated this vacation per Woodinville Municipal Code Chapter 12.18.030; and

WHEREAS, the City Council did by Resolution No. 204, adopt on 13 August 2001, setting 17 September 2001 as the date for a public hearing on the proposed vacation, **NOW, THEREFORE**,

THE CITY COUNCIL OF THE CITY OF WOODINVILLE, WASHINGTON DOES ORDAIN AS FOLLOWS:

Section 1. The following described portion of right-of-way is hereby vacated. Said right-of-way to be vacated is located within the City of Woodinville, Washington, and is shown on a site plan on Exhibit A and described on Exhibit B, attached hereto and incorporated herein by this reference as if set forth in full. The Council determines that the City shall be compensated for the vacated portion of 132nd Avenue NE with the relocation of the loading bay of The Bindery from it's direct access on 177th Place NE to a location on the building's site.

Section 2. The City Clerk is hereby directed to file a certified copy of this ordinance with the King County Department of Records and Elections upon receipt of clear title and statutory warranty deed for said exchanged right-of-way described in Exhibit A.

Section 3. Severability. If any section, sentence, clause or phrase of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this ordinance.

Section 4. Effective Date. This ordinance, being an exercise of power specifically delegated to the City legislative body, is not subject to referendum and shall take effect five (5) days after passage and publication of the ordinance or a summary thereof consisting of the title, which is approved by the City Council.

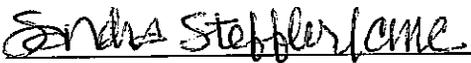
PASSED BY THE CITY COUNCIL OF THE CITY OF WOODINVILLE THIS
15TH DAY OF OCTOBER, 2001.

APPROVED:



RANDOLPH L. RANSOM, MAYOR

ATTEST/AUTHENTICATED:



SANDRA STEFFLER/CMC
CITY CLERK

APPROVED AS TO FORM:
OFFICE OF THE CITY ATTORNEY

By: 

CITY ATTORNEY

FILED WITH THE CITY CLERK:
PASSED BY THE CITY COUNCIL: 10-15-2001
PUBLISHED: 10-22-2001
EFFECTIVE DATE: 10-27-2001
ORDINANCE NO. 298

Exhibit B

Vacation Legal Description

ALL THAT PORTION OF N.E. 177TH PL. AND 132ND AVE. N.E. DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF TRACT 2, RICHBOTTOM, ACCORDING TO THE PLAT THEREOF, RECORDED IN VOLUME 25 OF PLATS, PAGE 3, IN KING COUNTY, WASHINGTON, SAID POINT BEING ALSO ON THE NORTHWESTERLY RIGHT-OF-WAY MARGIN OF N.E. 177TH PL.;

THENCE NORTH 67°45'00" EAST ALONG SAID MARGIN 66.61 FEET TO A POINT OF CURVATURE ON SAID MARGIN AND THE **TRUE POINT OF BEGINNING**;

THENCE CONTINUE NORTH 67°45'00" EAST ALONG THE NORTHEASTERLY PROLONGATION OF SAID MARGIN 72.48 FEET;

THENCE NORTH 32°31'13" EAST 25.10 FEET TO A POINT FROM WHICH THE CENTERLINE OF 132ND AVE. N.E. LIES 22.00 FEET EASTERLY WHEN MEASURED AT RIGHT ANGLES TO SAID CENTERLINE;

THENCE NORTH 2°09'35" WEST PARALLEL WITH SAID CENTERLINE 47.69 FEET;

THENCE SOUTH 87°50'25" WEST AT RIGHT ANGLES 8.76 FEET TO THE NORTHWESTERLY RIGHT-OF-WAY MARGIN OF SAID 132ND AVE. N.E. AND N.E. 177TH PL.;

THENCE SOUTHWESTERLY ALONG SAID RIGHT-OF-WAY MARGIN TO THE **POINT OF BEGINNING**.

ALL WITHIN SECTION 9, TOWNSHIP 26 NORTH, RANGE 5 EAST, W.M. KING COUNTY, WASHINGTON.

SAID ACQUISITION CONTAINING APPROXIMATELY 1,540 SQUARE FEET.