

ORDINANCE NO. 303

**AN ORDINANCE OF THE CITY OF WOODINVILLE,
WASHINGTON, VACATING A PORTION OF NE
WOODINVILLE-DUVALL PLACE AT 156TH
AVENUE NE AND FIXING A TIME WHEN THE
SAME SHOULD BECOME EFFECTIVE.**

WHEREAS, a petition signed by the owner of more than two-thirds of the property abutting upon properties dedicated for street purposes, located in the City of Woodinville, Washington, being a portion of NE Woodinville-Duvall Place at 156th Avenue NE; with the full legal description as described on Exhibit 'A' attached hereto and incorporated in full by this reference, was filed with the Woodinville City Clerk for the right-of-way vacation of the above-described properties and who has returned a certification of sufficiency, and

WHEREAS, the City Engineer (Public Works Director) has determined that this proposed portion of right-of-way is not needed for public use; and

WHEREAS, the petitioner has offered fair compensation in the exchange of public improvement to extend the public sidewalk for approximately 45-feet along the east side of 156th Avenue NE, south of NE Woodinville-Duvall Place; 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. 206, adopt on 17 September 2001, setting 15 October 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, described on Exhibit A, 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 NE Woodinville-Duvall Place with the extension of the public sidewalk, along the east side of 156th Avenue NE, south of NE Woodinville Duvall Place, to include curb and gutter, some road paving and a radius with handicap access ramp.

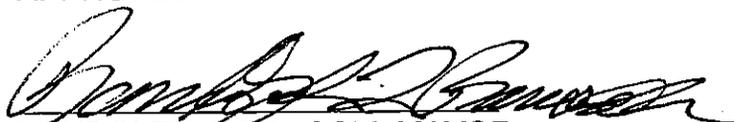
Section 2. The City Clerk is hereby directed to file a certified copy of this ordinance with the King County Department of Records and Elections upon receipt of clear title by the applicant for said vacation right-of-way described in Exhibit A.

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.

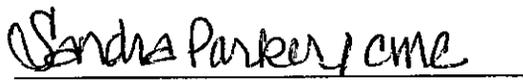
Section 4. Effective Date. This ordinance, being an exercise of power specifically delegated to the City legislative body, is not subject to referendum and shall take effect five (5) days after passage and publication of the ordinance or a summary thereof consisting of the title, which is approved by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

PASSED BY THE CITY COUNCIL OF THE CITY OF WOODINVILLE THIS
5TH DAY OF NOVEMBER, 2001.

APPROVED:


RANDOLPH L. RANSOM, MAYOR

ATTEST/AUTHENTICATED:


SANDRA PARKER/CMC
CITY CLERK

APPROVED AS TO FORM:
OFFICE OF THE CITY ATTORNEY

By: _____


CITY ATTORNEY

PASSED BY THE CITY COUNCIL: 11-5-2001
PUBLISHED: 11-19-2001
EFFECTIVE DATE: 11-24-2001
ORDINANCE NO. 303

EXHIBIT A

**Legal Description
Vacation Limits**

A portion of Lot 2 Short Plat #177068, King County Washington described as follows:

Starting at the southwest corner of Lot 2 Short Plat #177068 adjacent to 156yh Avenue NE (Point of beginning)

Thence S $61^{\circ}02'17''$ E for 85.26 feet;

To the beginning of a horizontal curve, the radius point of which bears S $14^{\circ}31'48''$ E for 746.34 feet;

Thence southwesterly along said curve, through a central angle of $2^{\circ}41'16''$ for 35.01 feet;

Thence N $68^{\circ}54'37''$ W for 44.08 feet;

Thence N $0^{\circ}20'16''$ E for 35.00 feet and to the Point of beginning.