

ORDINANCE NO. 358

**AN ORDINANCE OF THE CITY OF WOODINVILLE,
WASHINGTON, VACATING A PORTION OF
NE 175TH STREET AND FIXING A TIME WHEN
THE SAME SHOULD BECOME EFFECTIVE.**

WHEREAS, a petition signed by the owners of more than two thirds of the property abutting upon property dedicated for street purposes, located in the City of Woodinville, Washington, being an undeveloped section of NE 175th Street located between NE 173rd Place and NE Woodinville Road, shown in Exhibit A to this ordinance and with full legal descriptions as described in Exhibit B attached hereto and incorporated in full by reference, was filed with the Woodinville City Clerk for the right-of-way vacation of the above described property, and

WHEREAS, RCW 35.79 requires a public hearing on such a petition and that the date of such public hearing was fixed by Resolution No. 266 of the City Council; and

WHEREAS, the City Engineer has determined that the proposed portion of right-of-way is not needed for public use; and

WHEREAS, no private land shall be denied direct access onto a public right-of-way through this vacation action; and

WHEREAS, the petitioner has offered fair compensation in the equivalent exchange of the public right-of-way in the amount of at least \$3,000; and

WHEREAS, the City Council accepts the offered fair compensation and waives an additional monetary compensation; and **NOW, THEREFORE**,

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

Section 1. Vacation Description - Said right-of-way to be vacated is located within the City of Woodinville, Washington, shown and described in Exhibit A, attached hereto and incorporated herein by this reference as if set forth in full.

Section 2. Compensation - The City Council determines that the City shall accept fair compensation in the amount of at least \$3,000 as full compensation for the vacated portion.

Section 3. Clear Title - 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 full compensation by the applicant for said right-of-way described in Exhibit A.

Section 4. 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 5. 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.

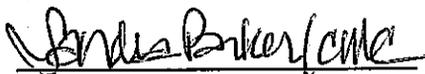
PASSED BY THE CITY COUNCIL OF THE CITY OF WOODINVILLE THIS 5TH DAY OF APRIL 2004.

APPROVED:



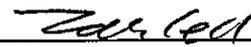
Don Brocha, Mayor

ATTEST/AUTHENTICATED:

By: 

Sandra Parker/CMC
City Clerk

APPROVED AS TO FORM:

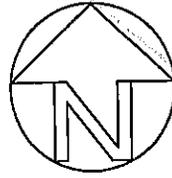
By: 

City Attorney

PASSED BY THE CITY COUNCIL: 4-5-2004
PUBLISHED: 4-12-2004
EFFECTIVE DATE: 4-17-2004
ORDINANCE NO. 358

EXHIBIT A

SITE



NE 175th St

Woodinville Drive

NE 173rd Place

126th Place NE

127th Place NE

**SITE LOCATION
MAP**

SR 522

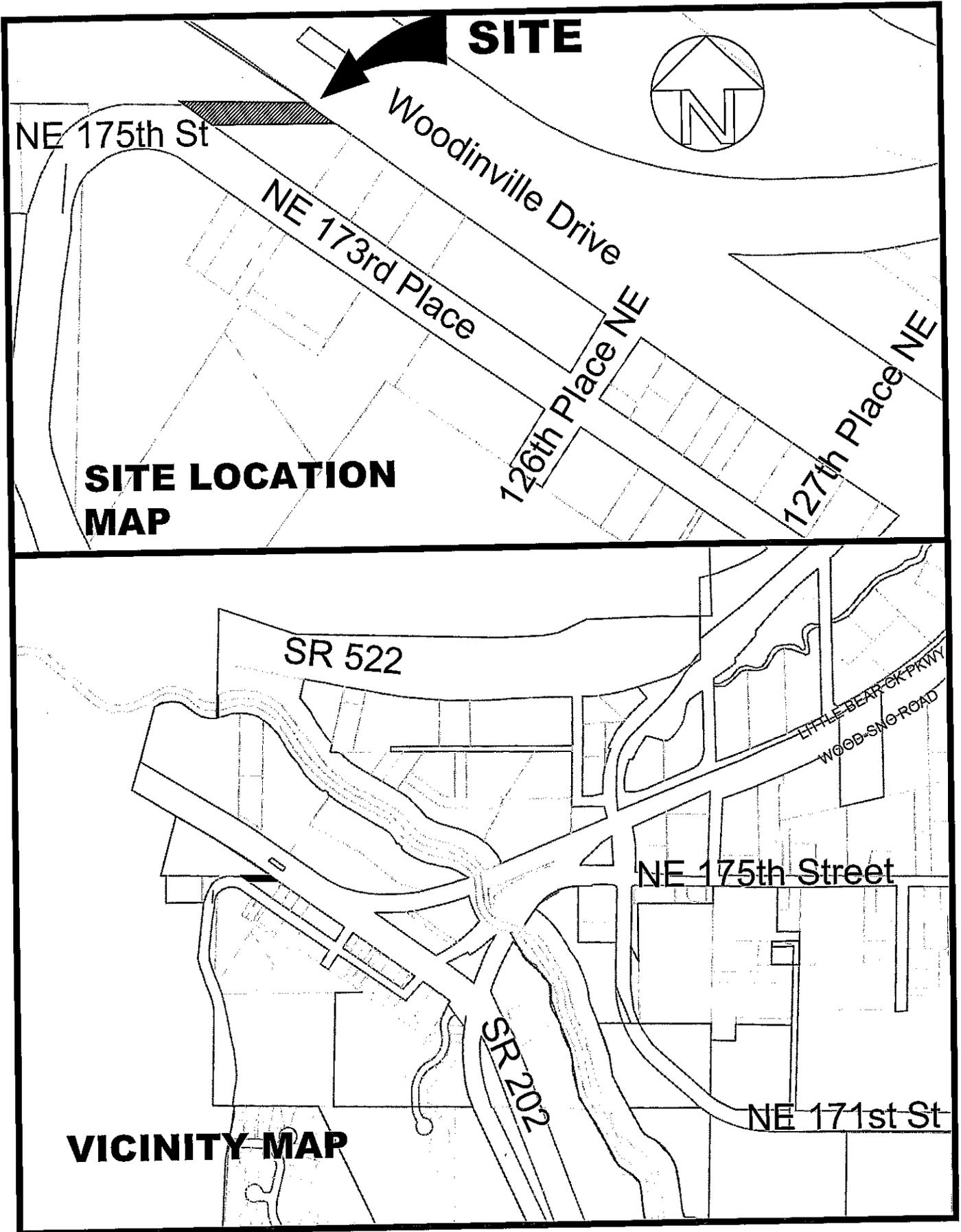
ITTLE BEAR CR PKWY
WOOD-SNO ROAD

NE 175th Street

SR 202

NE 171st St

VICINITY MAP



Location:

That portion of NE 175th Street (not open) lying northerly of Block 2, Plat of Town of Woodinville.

Legal Description:

That portion of NE 175th Street (not open) bounded on the north by the north line of the southeast quarter of Section 9, Township 26N, Range 5E, Willamette Meridian, bounded on the west by the east right-of-way margin of NE 173rd Place, bounded on the east by the west right-of-way margin of NE Woodinville Road, and bounded on the south by the north line of Block 2 per Plat of Town of Woodinville, Volume 6, Page 22 records of King County, Washington.

Containing 5000 square feet or 0.11 acres more or less.