

## **RESOLUTION NO. 331**

### **A RESOLUTION OF THE CITY OF WOODINVILLE, WASHINGTON, SETTING A PUBLIC HEARING DATE TO CONSIDER VACATION OF RIGHT-OF-WAY ASSOCIATED WITH THE HILLTOP SITE.**

**WHEREAS**, the City Council adopted Ordinance No. 420 on July 10, 2006, vacating a portion of Woodinville Duvall Road; setting forth conditions for said vacation, including dedication of real property to the City; and

**WHEREAS**, the petitioner has notified the City that there was an error in the property information provided by the petitioner that was included in the plat documents and exhibits attached to Ordinance No. 420 showing the location and area of that portion of Woodinville Duvall Road to be vacated by the City and the property to be dedicated by the petitioner, and

**WHEREAS**, the petitioner has requested that the vacation area be corrected as shown on Exhibit 'A'; and

**WHEREAS**, a petition signed by the owners 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 Road, east of 156<sup>th</sup> Avenue NE, shown with the full legal description as described in Exhibit 'B' 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**, RCW 35.79 requires a public hearing on such a petition and that the date of such public hearing must be fixed by Resolution of the City Council; and

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

**WHEREAS**, the petitioner has performed a market appraisal of the right-of-way and understands that the City Council will require fair compensation that could include the equivalent exchange of public improvements;

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF WOODINVILLE, WASHINGTON, HEREBY RESOLVES AS FOLLOWS:**

The time and place for the public hearing and determination by the City Council of said petition is fixed as 7:30 p.m. on 5 February 2007, in the Council Chambers located at 17301 133<sup>rd</sup> Avenue NE, Woodinville, Washington.

RESOLVED this 16<sup>th</sup> day of January 2007.

  
\_\_\_\_\_  
Cathy VonWald, Mayor

ATTEST/AUTHENTICATED:

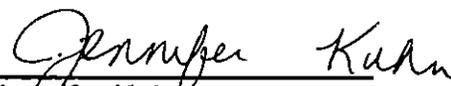
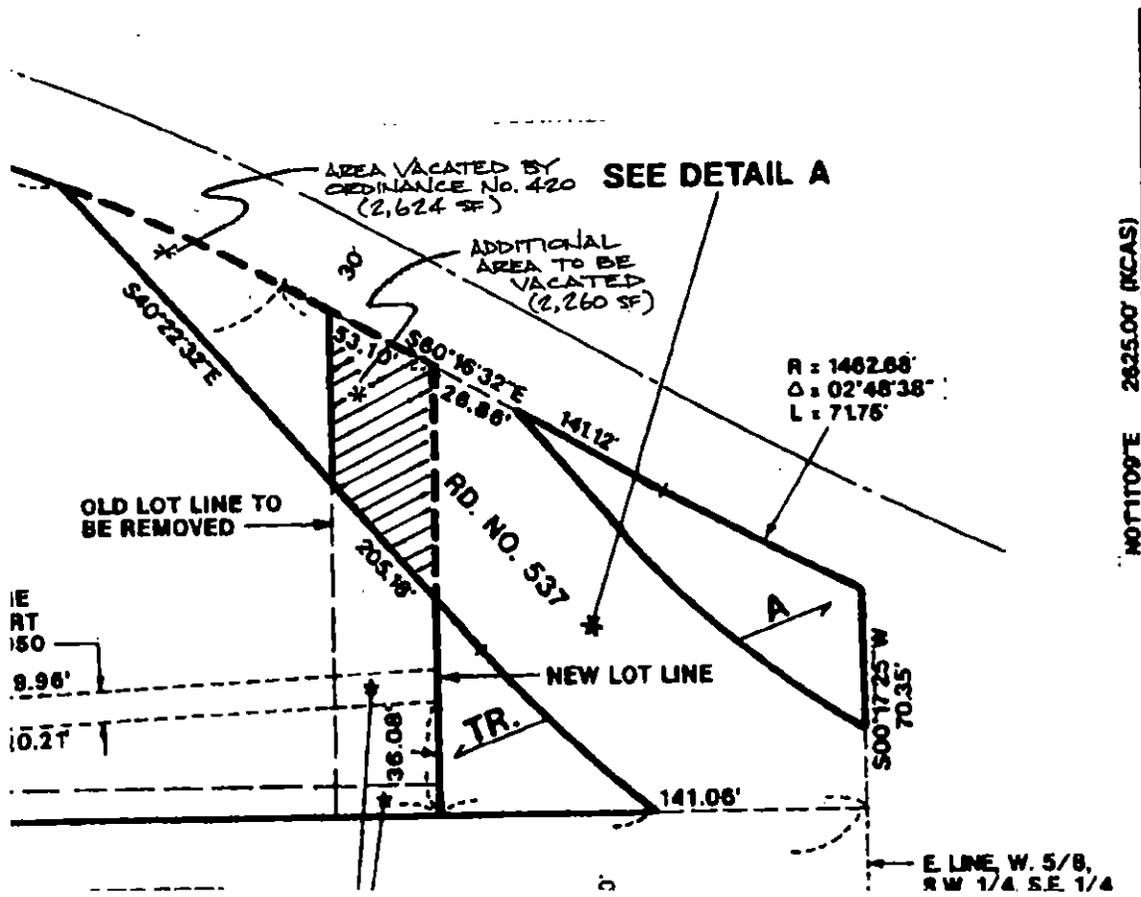
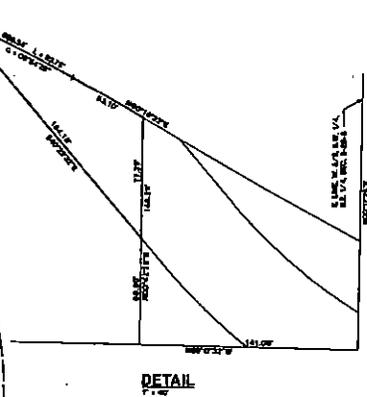
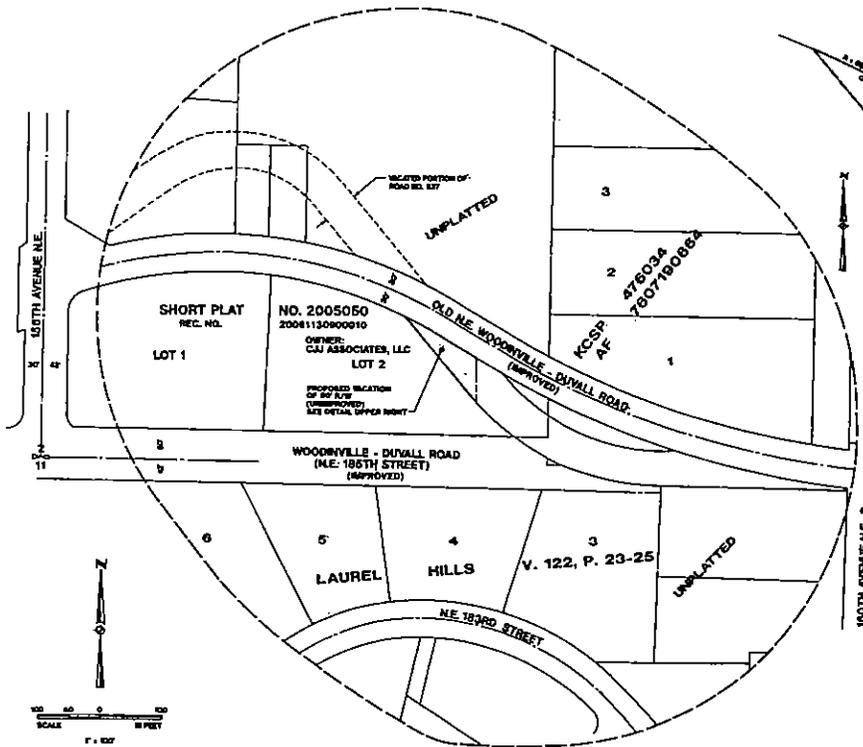
  
\_\_\_\_\_  
Jennifer Kuhn  
City Clerk/CMC

EXHIBIT A





**RIGHT-OF-WAY VACATION DESCRIPTION**

THAT PORTION OF COUNTY ROAD NO. 837 AS DESCRIBED IN DEED TO KING COUNTY RECORDED UNDER RECORDING NO. 1023794, LYING SOUTHERLY OF THE SOUTHWEST QUARTER OF THE OLD WOODVILLE-DONALL ROAD (ROAD NO. 1437) AS SAID ROAD PARCEL IS REESTABLISHED BY DEED FROM KING COUNTY TO BERRY LEROY COOK AND MATTHEW L. KIRKMAN RECORDED UNDER RECORDING NO. 4331884 AND LYING WEST OF THE FOLLOWING DESCRIBED LINE:

CONNECTING AT THE INTERSECTION OF THE NORTH RADIUS OF THE NEW WOODVILLE-DONALL ROAD (N.E. 185TH STREET) AS SAID ROAD PARCEL IS ESTABLISHED BY DEED TO KING COUNTY RECORDED UNDER RECORDING NO. 19018160 AND THE EAST LINE OF THE WEST 1/4-SECTION OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 2, TOWNSHIP 06 NORTH, RANGE 8 EAST, N.E. 1/4, IN KING COUNTY, WASHINGTON, TRVERSE NORTH 89°17'23" WEST 141.04 FEET ALONG SAID NORTH RADIUS TO THE TRUE POINT OF BEGINNING OF SAID LINE (ENCLOSED BEARING);

TRVERSE NORTH 40°42'28" EAST 141.23 FEET TO SAID SOUTHWEST RADIUS AND THE TRVERSE OF SAID LINE.

THE PARCEL DESCRIBED ABOVE CONTAINS 4.84 SQUARE FEET (0.11 ACRES), MORE OR LESS.

SITUATE IN THE CITY OF WOODVILLE, KING COUNTY, WASHINGTON.



**STREET VACATION EXHIBIT**  
 PREPARED FOR: CJJ ASSOCIATES, LLC  
 WOODVILLE, WASHINGTON

**BRH**  
**BUSH, ROED & HITCHINGS, INC.**  
 CIVIL ENGINEERS & LAND SURVEYORS  
 2000 ARBOR AVE. E. (206) 323-4144  
 SEATTLE, WA 98102-2513  
 BRH JOB NO. 80223.08 8-11-00  
 REVISED 6-20-06  
 REVISED 12-21-06

**EXHIBIT B**