ORDINANCE NO. 2698

AN ORDINANCE of the City of Kent, Washington, relating to the vacation of streets, vacating a portion of 27th Avenue South, a certain street within the city limits of the City of Kent.

WHEREAS, proper application was filed with the City of Kent for the vacation of a portion of a dedicated public street of the City; and

WHEREAS, the Kent City Council, by resolution, fixed a time when said petition would be heard and said hearing was held, on proper notice, on December 1, 1986, at the hour of 7 p.m. in the Council Chambers of the City Hall of the City of Kent, Washington; and

WHEREAS, the Kent Planning Director processed said petition and secured technical facts pertinent to the question of said vacation which includes a sketch of the proposed vacation and, also, written approval or rejection thereof by the Public Works Department of the City of Kent; and

WHEREAS, the Public Works Department and Planning Director recommend approving the vacation subject to certain conditions of retaining utility easement rights, retaining the right to grant such easement rights to other public and private utility providers, retaining the right for storm drainage and compensation to the City of one-half the full appraised value of the property as a Class C street; and

WHEREAS, it appears the granting of said petition would not be a menace or inconvenience to the traveling public or to any other person using the streets or alleys of the City of Kent, Washington; and

WHEREAS, the City Council by resolution directed the preparation of an ordinance vacating the portion of said street; and
WHEREAS, the applicant has paid one-half of the appraised value of said property; NOW THEREFORE

THE CITY COUNCIL OF THE CITY OF KENT, WASHINGTON DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. That portion of 27th Avenue South, south of 246th to the end of the roadway, within the city limits of Kent, Washington, and more fully described as follows:

All that portion of 27th Avenue South abutting Lots 8 through 11, Block 21, and Lots 32 through 35, Block 20, according to the Plat of Interurban Heights, Third Section, as recorded in Volume 17 of Plats, page 87, records of King County, Washington.

is hereby vacated, RESERVING, HOWEVER, an easement for drainage, an easement for overhead or underground utilities, and an easement for rights-of-way, and the right to grant such easement rights to other public or private utility providers.

Section 2. No vested rights shall be affected by the provisions of this ordinance.

Section 3. Effective Date. This ordinance shall take effect and be in force five (5) days from and after its passage, approval and publication as provided by law.

DAN KELLEHER, MAYOR

ATTEST:

MARIE JENSEN, CITY CLERK

APPROVED AS TO FORM:

SANDRA DRISCOLL, CITY ATTORNEY
PASSED the 2 day of Sel., 1987.
APPROVED the 3 day of Sel., 1987.
PUBLISHED the 8 day of Sel., 1987.

I hereby certify that this is a true copy of Ordinance No. 2698, passed by the City Council of the City of Kent, Washington, and approved by the Mayor of the City of Kent as hereon indicated.

MARIE JENSEN, CITY CLERK (SEAL)

04390-150