AN ORDINANCE of the City of Kent, Washington, relating to the vacation of streets, vacating certain property generally located at South 208th more particularly described as set out below, a 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 certain property of the City of Kent; and

WHEREAS, the Kent City Council, by Resolution 1178, fixed a time when said petition would be heard and said hearing was held, on proper notice, on September 6, 1988, at the hour of 7 p.m. in the City 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, approval or rejection thereof by the Public Works Department of the City of Kent; and

WHEREAS, the Public Works Department and Planning Director recommended approving the vacation subject to certain conditions of retaining easement rights for utility purposes over, under, upon and across the area to be vacated, including therein but not limited to drainage channel and storm water storage purposes, retaining the right to grant such easement rights to other public or private utility providers, and the right to construct, repair and maintain public utilities and service and compensation to the City in cash of one-half the full appraised value of the area proposed for vacation; 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 met all conditions required for approval of said vacation; NOW, THEREFORE,

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

Section 1. That portion of certain property generally located at South 208th Street and more fully described as follows:

A parcel of land 25 feet in width running from 76th Avenue South easterly to the Burlington Northern Railroad right-of-way a distance of 128 feet located between Lot A of C’brien Station Garber Tracts and Lot 6, Block C, of the plat of the Town of Van.

is hereby vacated, reserving, however, easement rights for utility purposes over, under, upon and across the area to be vacated, including, but not limited to, drainage channel and storm water storage purposes, retaining the right to grant such easement rights to other public and private utility providers, and the right to construct, repair and maintain public utilities and service.

Section 2. No vested right 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 ___ day of ___ , 1988.
APPROVED the ___ day of ___ , 1988.
PUBLISHED the ___ day of ___ , 1988.

I hereby certify that this is a true copy of Ordinance No. ___ , 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)