ORDINANCE NO. 3028

AN ORDINANCE of the City of Kent, Washington, relating to the vacation of streets, vacating that portion of Helen Street, a dedicated, unopened street, that directly abuts Washington Street in the City of Kent.

WHEREAS, application was filed with the City of Kent by abutting property owners for the vacation of a portion of a dedicated but unopened portion of Helen Street, which portion of Helen Street is dedicated in the plat of Kenthurst Addition in Volume 57 of Plats, pages 58 and 59 in the records of King County, Washington and which portion of Helen Street directly abuts Washington Street in the City of Kent; and

WHEREAS, the Kent City Council, by Resolution 1305 fixed a time when said petition would be heard and the hearing was held with proper notice on February 4, 1992, at the hour of 7 p.m. in the City Council Chambers of the Kent City Hall; 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, a recommendation as to approval or rejection thereof by the Public Works Department; and

WHEREAS, the Public Works Department and Planning Director recommended that the City Council approve the vacation without
conditions or cost to the City, since the City has had no expenses associated with this unopened street, and could therefor be vacated without compensation to the City by the owners as a Class "C" right of way under ordinance 2333; and

WHEREAS, the City Council finds that the street sought to be vacated is: (1) an unopened dedicated street and not presently being used as a street; (2) not suitable for any of the following purposes: port, beach or water access, boat moorage, launching sites, park, public view, recreation or education; (3) a Class "C" right of way under Ordinance 2333; and (4) a vacation which is in the public interest; and

WHEREAS, the City Council by resolution directed the preparation of an ordinance vacating the portion of said street; NOW, THEREFORE,

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

Section 1. The street described as:
That street dedicated and known as Helen St. as dedicated in the plat of Kenthurst Addition in Vol. 57 of Plats, pages 58 and 59 in the records of King County, Washington, EXCEPT that portion vacated per City of Kent Ordinance No. 2232, AND EXCEPT the west 17.00 feet thereof. and as mentioned in the petition for vacation by abutting property owners is hereby vacated.

Section 2. No vested rights shall be affected by the provisions of this ordinance.
Section 3. This ordinance shall be in effect and be in force thirty (30) days from the time of its final passage as provided by law.

SAN KELLEHER, MAYOR

ATTEST:

BRENDA JACOBER, CITY CLERK

APPROVED AS TO FORM:

ROGER A. LUBOVICH, CITY ATTORNEY

PASSED the 18 day of February, 1992.
APPROVED the 19 day of February, 1992.
PUBLISHED the 21 day of February, 1992.

I hereby certify that this is a true and correct copy of Ordinance No. 3028, passed by the City Council of the City of Kent, Washington, and approved by the Mayor of the City of Kent as hereon indicated.

BRENDA JACOBER, CITY CLERK