ORDINANCE NO. 3246

AN ORDINANCE of the City of Kent, Washington, relating to the vacation of streets, vacating a portion of 71st Avenue South, an existing public street, lying between So. 180th and 181st Streets in the City of Kent.

WHEREAS, application was filed with the City of Kent by various owners of property abutting the applicable portion of 71st Avenue South, an existing public street, lying between So. 180th and 181st Streets in the City of Kent, King County, Washington; and

WHEREAS, the Kent Planning Director processed this petition and secured technical facts pertinent to the question of this vacation along with a recommendation as to approval or rejection by the Public Works Department; and

WHEREAS, the Kent City Council fixed a time when said petition would be heard and the hearing was held with proper notice on August 1, 1995, at 7:00 p.m. in the City Council Chambers of the Kent City Hall; and

WHEREAS, the Public Works Department and Planning Director recommended that the City Council approve the application upon the applicant's fulfillment of certain conditions; and
WHEREAS, after the public hearing on August 1, 1995, the City Council approved the vacation so long as the applicant first fulfilled all the conditions recommended by staff and approved by Council; and

WHEREAS, the applicant has now fulfilled all of the conditions imposed by Council; and

WHEREAS, the City Council finds that the street sought to be vacated is: (1) an open, dedicated street and presently being used as a street; (2) not abutting on a body of water and therefore not suitable for acquisition for port purposes, boat moorage or launching sites, park, viewpoint, recreational or education purposes, or other public use; and (3) a vacation which is in the public interest; and

WHEREAS, the City Council has 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 forgoing recitals are incorporated as if fully set forth herein.

Section 2. That portion of 71st Avenue South lying between So. 180th and 181st Streets in the City of Kent as described in Exhibit A, which is attached and incorporated herein by this reference, is hereby vacated.

Section 3. No vested rights shall be affected by the provisions of this ordinance.
Section 4. This ordinance shall take effect and be in force thirty (30) days from the time of its final passage as provided by law.

JIM WHITE, MAYOR

ATTEST:

BRENDA JACOBER, CITY CLERK

APPROVED AS TO FORM:

ROGER A. LUBOVICH, CITY ATTORNEY

PASSED the 7 day of November, 1995.
APPROVED the 8 day of November, 1995.
PUBLISHED the 10 day of November, 1995.

I hereby certify that this is a true and correct copy of Ordinance No. 3246 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

STVAC#10.ORD
ROAD VACATION

Legal Des. p. (See 131)

That portion of the U-turn route as shown on Sheets 3 and 4 of B, SR-181 South Corporate Limits of Tukwila to Foster Interchange right-of-way plans, being a portion, of the Henry Adams Donation Claim No. 43 in Section 36, Township 23 North, Range 4 East, W.M., in King County, Washington, lying South and East of the following described line:

COMMENCING at a point 30 feet South of, when measured at right angles to U-turn route centerline Station 4 + 30;
THENCE South 88° 16' 31" East, 35.30 feet parallel to and 30 feet South of said U-turn route centerline to a point on a curve the radius point of which bears South 20° 23' 03" East and the TRUE POINT OF BEGINNING of herein described line;
THENCENortheasterly along the arc of a curve concave to the Southeast having a radius of 68.00 feet, through a central angle of 22° 06' 32" and an arc length of 26.24 feet;
THENCE South 88° 16' 31" East, 55.36 feet to a point of curvature;
THENCE Northeasterly and Northerly along the arc of a curve to the left having a radius of 75.00 feet, through a central angle of 89° 58' 15" and an arc length of 117.77 feet;
THENCE North 01° 45' 14" East, 172.84 feet to a point of curvature;
THENCE Northeasterly along the arc of a curve to the right having a radius of 29.00 feet, through a central angle of 34° 08' 54" and an arc length of 17.28 feet to a point on a line 30 feet East of when measured at right angles to U-turn route centerline and the terminus of herein described line.

RESERVING to the City of Kent utility and street lighting easements over, upon and under above described property with the right to grant said easements to other public and private utility companies.