Ordinance No. 3781

(Amending or Repealing Ordinances)

CFN=102 - Street Vacation
Passed – 1/17/2006
Street Vacation – South 188th Street

Recorder’s # 2006021300097

The date ["Beginning July 1, 1998"] has led to confusion. This date will be deleted from cover sheets of ordinance/resolution revision pages. This cover sheet will be deleted on electronic pages only, no other deletions or changes have been made to the document – 6/21/2012
ORDINANCE NO. 3781

AN ORDINANCE of the City Council of the City of Kent, Washington, relating to the vacation of portion of South 188th Street, located in the City of Kent, Washington.

RECITALS

A. A petition has been filed to vacate a portion of South 188th Street, in the City of Kent, as legally described in Exhibit "A" and as shown in Exhibit "B," both of which are attached and incorporated by this reference.

B. The city's Planning Services Office processed this petition and, after consulting with all appropriate city departments, secured technical facts regarding the proposed vacation.

C. The city council fixed a time for a public hearing on the petition and the hearing was held with proper notice on October 18, 2005, in the city council chambers of Kent City Hall.

D. The city's Planning Services Office recommended that the city council approve the petition, with conditions.

E. After the public hearing on October 18, 2005, the city council approved the vacation with the conditions recommended by staff. Those conditions have since been satisfied.
F. The city council finds that the portion of the avenue/street sought to be vacated is: (1) a dedicated alley/street that is presently unused; (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.

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

ORDINANCE

SECTION 1. – Recitals. The foregoing recitals are incorporated as if fully set forth herein.

SECTION 2. – Vacation. A portion of South 188th Street, in the city of Kent, as legally described in Exhibit “A” and as shown in Exhibit “B,” both of which are attached and incorporated, is hereby vacated.

SECTION 3. – Vested Right. No vested rights shall be affected by the provisions of this ordinance.

SECTION 4. – Severability. If any one or more section, subsections, or sentences of this ordinance are held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portion of this ordinance and the same shall remain in full force and effect.
**SECTION 5. - Effective Date.** This ordinance shall take effect and be in force thirty (30) days from and after its passage as provided by law.

Suzette Cooke
SUZETTE COOKE, MAYOR

ATTEST:

Brenda Jacob
BRENDA JACOBER, CITY CLERK

APPROVED AS TO FORM:

TOM BRUBAKER, CITY ATTORNEY


I hereby certify that this is a true copy of Ordinance No. 3781 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

Street Vacation
South 188th Street
EXHIBIT 'A'
LEGAL DESCRIPTION

RIGHT-OF-WAY VACATION

That portion of South 180th Street in the Southeast quarter of the Southeast quarter of Section 36, Township 23 North, Range 4 East, Wilmette Mendon, in King County, Washington, lying Westerly of 80th Place South (County Road No. 373), as condemned in King County Superior Court Cause No. 35780 and lying Easterly of the following described line:

COMMENCING at the Northwest corner of the Southeast quarter of the Southeast quarter of Section 36, Township 23 North, Range 4 East, Wilmette Mendon, Thompson South 01° 47' 28" West, 85.00 feet along the West line of said subdvision to the most Southwesterly corner of that portion conveyed to the City of Kent by Deed recorded under Recording No. 7801232005, being a point on a curve the radius point of which bears South 84° 12' 36" East, THENCE Northwesterly along the South line of said portion conveyed to the City of Kent along the arc of a curve concave to the Southwest having a radius of 25.00 feet, through a central angle 69° 15' 35" and an arc length of 219.1 feet, to the TRUE POINT OF BEGINNING of herein described line,

THENCE North 06° 34' 41" East, 88.43 feet to the Southwest corner of Lot A, City of Kent Lot Line Adjustment No. LLC-18, recorded under Recording No. 8807110681 and the terminus of herein described line.

Containing 26,854 square feet.

Project Name: Kent North Corporate Park
June 30, 2008

DJS
6177L 004 doc
WASHINGTON STATE COUNTY AUDITOR/RECORDE R'S COVER SHEET

Document Title: City of Kent Ordinance No. 3781, Relating to Vacation of Street

Reference Number(s): N/A

Grantor(s): City of Kent, a Washington municipal corporation

Grantee(s): The Public

Abbreviated Legal Description: Ptn. of SE¼ of SE ¼ STR 36-22-04 - City of Kent

Additional legal description is on Exhibit “A” of document.

Assessor’s Property Tax Parcel/Account Number(s): N/A

Project Name: South 188th Street Vacation

Said document(s) were filed for record by Pacific Northwest Title as accommodation only. It has not been examined as to proper execution or as to its affect upon title.