ORDINANCE No. 453 CITY OF KENT.

AN ORDINANCE of the CITY OF KENT, vacating with certain reservations, a part of the west side of Sixth street, between Meeker and Shinn avenues;

WHEREAS a petition has been filed with the City Clerk of the city of Kent, praying for the vacation of the portion of Sixth street, hereinafter described, between Shinn and Meeker avenues in Rasmussen’s addition to Kent;

AND WHEREAS, the second day of April, 1934, at 8 o’clock p.m. at the city hall in Kent was set as the time and place for the hearing on said petition, and notice of said hearing having been published and posted as required by law, and no objections having been filed or heard against said petition; and said petition having come on to be heard before said council at said time and place, and it appearing unto said council that the public interest requires the granting of the said petition, and that said portion of said street should be vacated;

NOW THEREFORE, The city council of the City of Kent does ordain as follows:

Section 1: That that part of the westerly 20 feet of Sixth street, in Rasmussen’s addition to the city of Kent, according to the duly recorded plat thereof, lying north of that certain westerly strip of said street heretofore vacated by ordinance No. 508, approved Nov. 21st, 1922, and more particularly described as follows:

Beginning at the intersection of the west line of said Sixth street with the north line of Block 3 of said Rasmussen’s addition produced westerly across said Sixth street; thence northerly along the west line of said Sixth street, to the south line of Shinn avenue; thence easterly along said south line of Shinn avenue 20 feet; thence southerly parallel to the west line of said Sixth street, to a point in said north line of block 3 produced; thence west along said north line of block 3 produced 20 feet to the point of beginning;

be, and the same is hereby VACATED, subject to reservations and restrictions as hereafter in this ordinance provided.

Section 2: That the portion of said street described in section 1 of this ordinance as vacated, is intended to and does hereby vest in the owner or owners of the property abutting thereon in the easterly portion of Block 1 of Rasmussen’s addition to Kent, an easement and right to the use and
occupancy of said vacated strip for such time as the same may be occu-
pied and used by said owner or owners, their or its lessees, successors or
assigns, for the purpose of receiving, packing, storing and shipping of
produce and other commodities, but that said portion shall revert to the
use of the City of Kent in case the same is not so used and/or occupied by
said owner or owners, for a period of one calendar year in one period;
and that the fee title in said street is reserved to the City of Kent subject
to said right and occupancy.

Section 3: That there is hereby reserved unto the City of Kent, the right
to maintain, repair and renew the water main and sewer main as they are
now located along, upon and under the portion of the said strip hereby
vacated, and the portion thereof vacated by said ordinance No. 509.
Provided, That if the said owner or owners, its successors or assigns,
shall build or construct any permanent structure over or upon the part
of said street on which the water and sewer main are now situated, the
said owners shall at its own expense, remove said water and sewer mains
to another portion of the said street as may be designated by the street
committee, which location shall be easy of access in case of repair or
rebuilding of the same.

Section 4: The said owners or owners, in the operation and use of said
vacated portion, shall use care in its building, occupation and use, and in
case of any negligent use of the same, shall indemnify the City of Kent for any damage to its water and sewer mains.

Section 5: This ordinance shall take effect and be in force five days
after passage, approval, and publication as by law provided.

Passed, April 2, 1934.

Approved April 1934.

MAYOR.

CLERK.

Approved as to form, April 3, 1934.

City Attorney.
Vacating Parcel
of Sixth St. (also
Known as Sixth
Avenue) between
Marlow & Thurn
Aud No. 150 3280504