

# ORIGINAL

## RESOLUTION NO. 268

**A RESOLUTION OF THE CITY OF SHORELINE, WASHINGTON, INITIATING REVIEW OF A STREET VACATION FOR A SMALL PORTION OF MIDVALE AVE. N. RIGHT-OF-WAY BETWEEN N. 175<sup>TH</sup> STREET and N. 178<sup>TH</sup> STREET; AND FIXING A PUBLIC HEARING DATE FOR THE VACATION**

WHEREAS, the City Council may initiate a street vacation review by a resolution of intent under SMC 12.17.040 in lieu of a petition from two-thirds of abutting owners; and

WHEREAS, the City has identified a need to vacate this portion of Midvale Avenue N. to fulfill the City's commitment to convey the parcel in the ground lease necessary for Opus Northwest, LLC to construct the Civic Center; and

WHEREAS, the Council finds that a public hearing prior to consideration of final action should be placed on the agenda of the Planning Commission for February 7, 2008; NOW, THEREFORE

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SHORELINE, WASHINGTON AS FOLLOWS:**

**Section 1. Vacation Proposed.** The City Council declares its intent to consider the vacation of a portion of Midvale Avenue N. north between N. 175<sup>th</sup> Street and N. 178<sup>th</sup> Street following notice to the public and abutting owners as required by law and a public hearing.

**Section 2. Hearing Date.** A public hearing to take public comment on the vacation described in Section 1 is hereby set before the Shoreline Planning Commission for February 7, 2008, to commence at 7:00 p.m. or as soon thereafter as the hearing may be held, in the Rainer Room, 18560 1<sup>st</sup> Avenue NE, Shoreline, WA 98133. Following the public hearing, the City Council shall consider the hearing record and the recommendation of the Planning Commission at a closed record hearing and take such action in regard to the vacation as may be deemed appropriate.

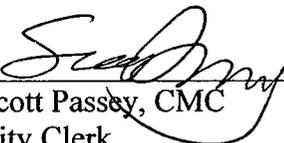
**Section 3. Notice of Hearing.** The City Clerk shall cause to be posted a notice containing a statement that the vacation has been initiated by the City Council describing the right-of-way proposed to be vacated, and the time and place of the hearing to consider the vacation at the times and locations set forth in SMC 12.17.020. The Notice shall further state that if 50 percent of the abutting property owners file written objection to the proposed vacation with the City Clerk prior to the Planning Commission hearing, the vacation proceeding will terminate.

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PASSED BY THE CITY COUNCIL ON JANUARY 14, 2008.

  
Cindy Ryu, Mayor

ATTEST:

  
Scott Passey, CMC  
City Clerk