

# ORIGINAL

## ORDINANCE NO. 334

### AN ORDINANCE OF THE CITY OF SHORELINE, WASHINGTON, AMENDING ORDINANCE 327 VACATING N. 188<sup>TH</sup> STREET BETWEEN MIDVALE AVE AND THE SEATTLE CITY LIGHT TRANSMISSION RIGHT-OF-WAY TO CORRECT RIGHT OF WAY AREAS TO BE ADDED TO MIDVALE AVE N.

WHEREAS, the City Council vacated a portion of N .188<sup>th</sup> St. between Midvale Ave. N. and the Seattle City Light transmission right of way by Ordinance No. 327 passed May 27, 2003; and

WHEREAS, The exhibit adopted by the vacation ordinance was not detailed enough to depict certain right of way areas to be vacated and dedicated and the ordinance text should be amended to to be more clear in describing the exact location of areas to be dedicated;  
NOW, THEREFORE,

### THE CITY COUNCIL OF THE CITY OF SHORELINE, WASHINGTON, DO ORDAIN AS FOLLOWS:

**Section 1. Amendment.** Section 3 of Ordinance 327 is amended to read as follows:

The vacation of the right-of-way described above shall be subject to the following conditions:

1. ~~A total 8103.18 square feet~~ Property owned by Petitioner adjacent to the Aurora Ave. right-of-way and Midvale Ave. N. is required for future circulation needs and shall be dedicated by Petitioner as partial compensation of the vacation. These portions of property to be dedicated are depicted in Exhibit A-1 and described as:

~~Portion Lt 3 and 4 Blk 3 Clive Add to Echo Lake—2442.62~~

~~Portion Lt 2 Blk 1 Blk 3 Clive Add to Echo Lake—1315.93~~

~~Portion Lt 1 2 Blk 3 Clive Add to Echo Lake—119.63~~

~~Portion Lt 2 and 3 Blk 4 Clive Add to Echo Lake—3300.00~~

~~Portion Tract A Clives Add To Echo lake—925.00~~

Eastern 11 Feet of the South 70 Feet Lt 2 Blk 4 Clive Add to Echo Lake

Eastern 11 Feet of Lt 3 Blk 4 Clive Add to Echo Lake

Eastern 11 Feet of Lt 1 Blk 3 Clive Add to Echo Lake

Eastern 1 Foot of Lt 2 Blk 3 Clive Add to Echo Lake

Eastern 11 Feet of Lot 3 Blk 3 Clive Add to Echo Lake

Eastern 11 Feet of Portion of Lt 4 Blk 3 Clive Add to Echo Lake

Portion Tract A Clive Add to Echo Lake

2. All existing encroachments of the Petitioners property into City of Shoreline right-of-way shall be removed upon redevelopment of Petitioner's property or request of the City whichever is earlier.
3. Usage of Seattle City Light right-of-way shall be discontinued for truck access to North 192<sup>nd</sup> Street, or a license obtained from SCL to allow use and to provide storm water management of this area to meet current codes.
4. All Petitioner's properties using this right-of-way for access must either be merged to create one property, or access easements must be recorded over the vacated street property in a form acceptable to the City Attorney.
5. Easements for each utility currently using the vacated right-of-way, including the City of Shoreline stormwater utility, shall be recorded in a form acceptable to the utility providers. Utility easements must allow for extension of mains and allow for underground service.
6. Petitioner shall pay the sum of \$48,504 to the City Clerk consisting of the fair market value of approximately 2,500 2425.22-square feet of property gained by the petitioner that consistsing of the net right-of-way vacated after offsetting additional right-of-way required to be dedicated under condition 1.

The conditions of vacation listed in this section, except condition number 2, shall be satisfied prior to recording of this ordinance with the King County Department of Records and Elections by the City Clerk. If conditions are not satisfied and the ordinance is not recorded by the City Clerk within ~~ninety (90)~~ one hundred twenty (120) days of passage, this ordinance shall become null and void.

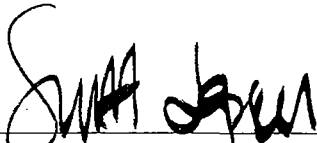
**Section 2. Amendment.** Exhibit A to Ordinance 327 depicting vacation and dedicated right of way areas is amended according to Exhibit A-1 attached hereto and incorporated by reference herein.

**Section 3. Effective Date.** A summary of this ordinance consisting of its title shall be published in the official newspaper of the City. This ordinance shall take effect and be in full

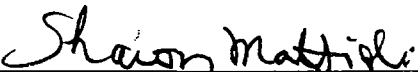
# ORIGINAL

force 5 days from publication.

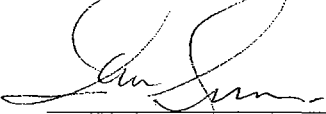
**PASSED BY THE CITY COUNCIL ON August 25, 2003.**

  
\_\_\_\_\_  
Mayor Scott Jepsen

ATTEST:

  
\_\_\_\_\_  
Sharon Mattioli  
City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Ian Sievers  
City Attorney

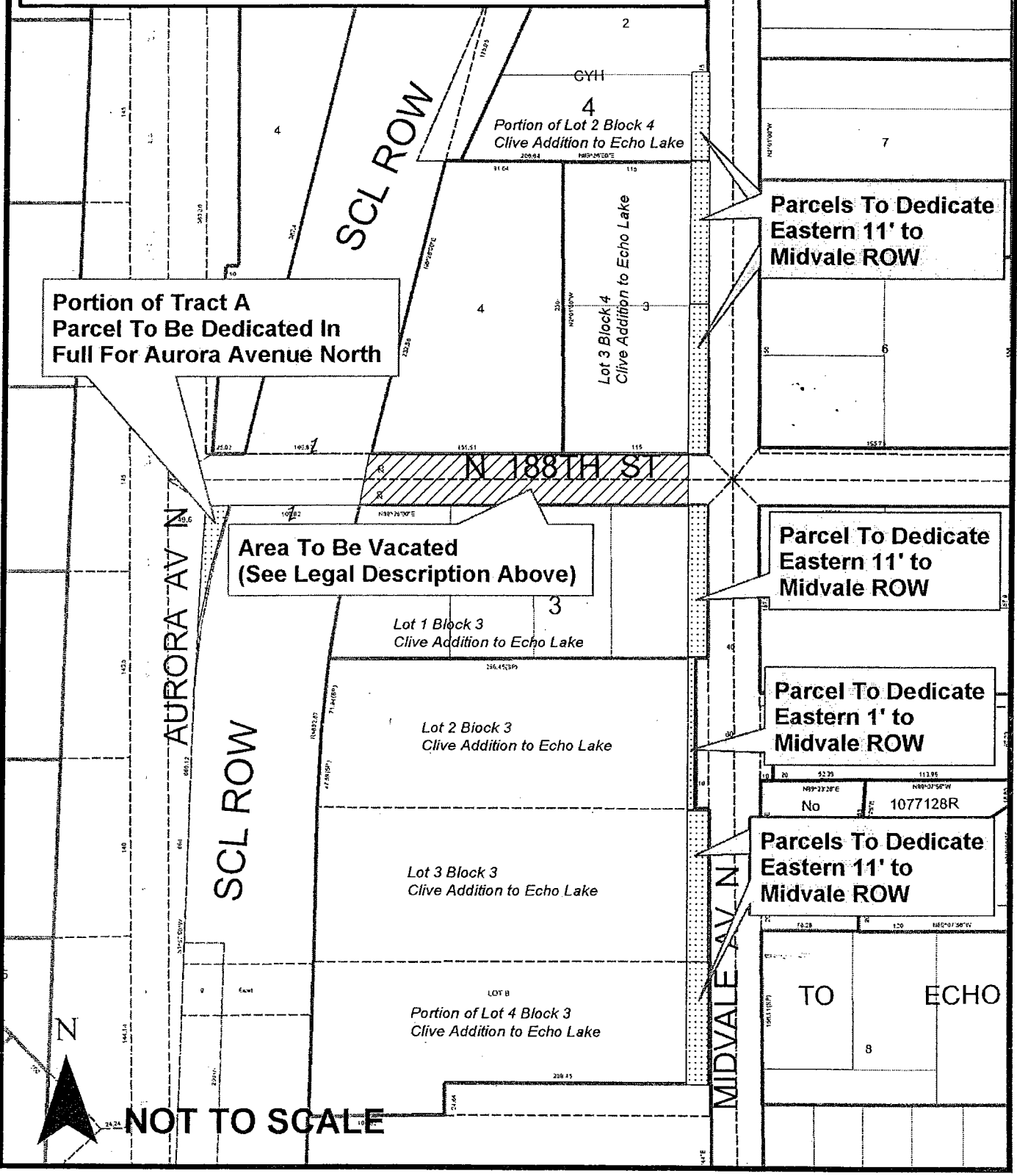
Exhibits:

- A-1. Vacation/Dedication area map

Date of Publication: August 28, 2003  
Effective Date: September 2, 2003

**LEGAL DESCRIPTION OF AREA TO BE VACATED**  
 THAT PORTION OF NORTH 188TH STREET RIGHT-OF WAY BEGINNING AT A POINT; AT THE CENTERLINE OF NORTH 188TH STREET AND 31 FEET WEST OF CENTERLINE OF MIDVALE AVENUE NORTH AND EXTENDING APPROXIMATELY 264 FEET WEST TO THE EASTERLY MARGIN OF THE SEATTLE CITY LIGHT RIGHT-OF WAY, ALL LOCATED IN CLIVE ADDITION TO ECHO LAKE ACCORDING TO THE PLAT RECORDED IN VOLUME 15 OF PLATS, PAGE 5, RECORDS OF KING COUNTY, WASHINGTON

**ORDINANCE NO. 334**  
**Exhibit A-1**



**Portion of Tract A Parcel To Be Dedicated In Full For Aurora Avenue North**

**Area To Be Vacated (See Legal Description Above)**

**Parcels To Dedicate Eastern 11' to Midvale ROW**

**Parcel To Dedicate Eastern 11' to Midvale ROW**

**Parcel To Dedicate Eastern 1' to Midvale ROW**

**Parcels To Dedicate Eastern 11' to Midvale ROW**

TO ECHO  
 8

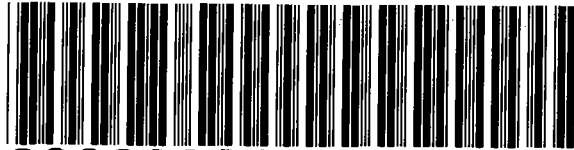


**NOT TO SCALE**

No 1077128R

**Return Address:**

City of Shoreline  
17544 Midvale Ave N  
Shoreline WA  
98133



**20030924000561**

SHORELINE CITY CORD 23.00  
PAGE 001 OF 005  
09/24/2003 09:29  
KING COUNTY, WA

Please print or type information **WASHINGTON STATE RECORDER'S Cover Sheet** (RCW 65.04)

**Document Title(s)** (or transactions contained therein): (all areas applicable to your document must be filled in)

- 1. City of Shoreline Ordinance 334 2. \_\_\_\_\_
- 3. \_\_\_\_\_ 4. \_\_\_\_\_

**Reference Number(s) of Documents assigned or released:**

Additional reference #'s on page \_\_\_\_\_ of document

**Grantor(s)** (Last name, first name, initials)

- 1. City of Shoreline, \_\_\_\_\_
- 2. \_\_\_\_\_, \_\_\_\_\_

Additional names on page \_\_\_\_\_ of document.

**Grantee(s)** (Last name first, then first name and initials)

- 1. none, \_\_\_\_\_
- 2. \_\_\_\_\_, \_\_\_\_\_

Additional names on page \_\_\_\_\_ of document.

**Legal description** (abbreviated: i.e. lot, block, plat or section, township, range)

\_\_\_\_\_  
\_\_\_\_\_

Additional legal is on page 1-2 of document.

**Assessor's Property Tax Parcel/Account Number**

Assessor Tax # not yet assigned

The Auditor/Recorder will rely on the information provided on the form. The staff will not read the document to verify the accuracy or completeness of the indexing information provided herein.

I am requesting an emergency nonstandard recording for an additional fee as provided in RCW 36.18.010. I understand that the recording processing requirements may cover up or otherwise obscure some part of the text of the original document.

\_\_\_\_\_ Signature of Requesting Party