

ORDINANCE NO. 558

**AN ORDINANCE OF THE CITY OF SHORELINE, WASHINGTON,
ADOPTING A MORATORIUM FOR TWELVE MONTHS ON THE
FILING OR ACCEPTANCE OF ANY APPLICATIONS FOR VACATION
OF RIGHT-OF-WAY**

WHEREAS, owners of two-thirds interest in any real estate abutting any city right-of-way may petition the city for vacation of the right-of-way; and

WHEREAS, in order to approve a petition for right-of-way vacation, the city council must make four findings, including that the right-of-way is not a necessary part of a long range circulation plan or pedestrian/bicycle plan and that the proposed vacation will not be detrimental to traffic circulation, access, emergency services, utility facilities or other similar right-of-way purposes; and

WHEREAS, the current Transportation Master Plan does not sufficiently identify future right-of-way needs for motorized and nonmotorized traffic and does not adequately address future traffic circulation and access; and

WHEREAS, the Department of Public Works has initiated a work plan to update the Transportation Master Plan by December 2010; and

WHEREAS, the updated Transportation Master Plan will include a master street plan and nonmotorized plan identifying future right-of-way needs for motorized and nonmotorized traffic and a traffic model for the city showing expected future traffic demand, circulation and access; and

WHEREAS, the continued acceptance of new petitions for right-of-way vacation and evaluation of these new petitions based on the current Transportation Master Plan may result in vacation of right-of-way that the City needs in the future or may result in unanticipated traffic circulation or access problems; and

WHEREAS, a twelve-month moratorium on the filing of applications for right-of-way vacation will allow the City to preserve planning options until the Transportation Master Plan is reviewed and updated to address the missing components; now therefore,

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

Section 1. Finding of Fact. The recitals set forth above are hereby adopted as findings of the City Council.

Section 2. Moratorium Adopted. A moratorium is adopted upon the filing of any petition for right-of-way vacation. No petition may be filed or accepted which proposes a right-of-way vacation.