

**CITY OF SAMMAMISH
WASHINGTON
ORDINANCE NO. O2012-335**

**AN ORDINANCE OF THE CITY OF SAMMAMISH,
WASHINGTON, VACATING THE EASTERN MOST
EIGHT FEET OF 225th AVENUE SOUTH OF SE 32nd
STREET ADJACENT TO TAX PARCEL NO 0924069201**

WHEREAS, a petition signed by the single owner of the property located adjacent to 225th Avenue SE south of SE 32nd Street (parcel number 0924069201) was filed with the City Clerk of the City of Sammamish requesting a street vacation of the eastern 9 feet of 225th Avenue; and

WHEREAS, on September 4, 2012, City Council passed Resolution 2012-502 calling for a public hearing; and

WHEREAS, on October 15 and November 6, 2012, a public hearings were held and public testimony taken regarding vacation of said unopened right of way; and

WHEREAS, construction of a subdivision is currently permitted for parcel 0924069201; and

WHEREAS, the developer of will be constructing 225th Avenue SE in its final configuration as part of the subdivision permit requirements; and

WHEREAS, there will be an excess of 8 feet of right of way parallel to the subdivision that is not needed for any public purpose; and

WHEREAS, the owner of parcel number 0924069201 will be required to pay the city one half of the appraised value of the land being vacated; and

WHEREAS, if the easternmost 8 feet of 225th Ave SE is vacated the developer will be able to reconfigure an existing neighboring stormwater pond to accommodate the stormwater needs of the new subdivision rather than construct a new standalone facility, and

WHEREAS, the City Council finds there are sufficient grounds for the vacation of said right-of-way, and that vacation thereof would be in the public interest;

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SAMMAMISH,
WASHINGTON, DOES ORDAIN AS FOLLOWS:**

Section 1. Street Vacation. The following described portions of City right-of-way are

hereby vacated:

THE WESTERLY 8.00 FEET OF LOT C, KING COUNTY SHORT PLAT NUMBER 474008, RECORDED UNDER RECORDING NUMBER 7505130525, BEING A PORTION OF THE SOUTHEAST QUARTER OF SECTION 9, TOWNSHIP 24 NORTH, RANGE 6 EAST, WILLAMETTE MERIDIAN, IN KING COUNTY, WASHINGTON.

THE AREA CONTAINS APPROXIMATELY 5101 SQUARE FEET.

ALL AS DEPICTED ON THE ATTACHED DRAWING LABELED ATTACHEMENT A.

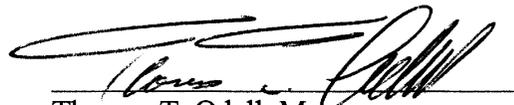
Section 2. Consideration for Street Vacation. In consideration for the vacation of the portion of the streets legally described in Section 1 of this Ordinance, the abutting owner who is receiving title shall pay to the City the sum of \$57,391.20 for the property conveyed to them. Payment of said sum shall be a condition precedent of this Ordinance becoming effective.

Section 3. Severability. Should any section, paragraph, sentence, clause or phrase of this Ordinance, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this Ordinance be pre-empted by state or federal law or regulation, such decision or pre-emption shall not affect the validity of the remaining portions of this Ordinance or its application to other persons or circumstances.

Section 4. Effective Date. This Ordinance shall be published in the official newspaper of the City, and shall take effect and be in full force five (5) days after the date of publication.

ADOPTED BY THE CITY COUNCIL AT A SPECIAL MEETING THEREOF ON THE 13TH DAY OF NOVEMBER 2012.

CITY OF SAMMAMISH


Thomas T. Odell, Mayor

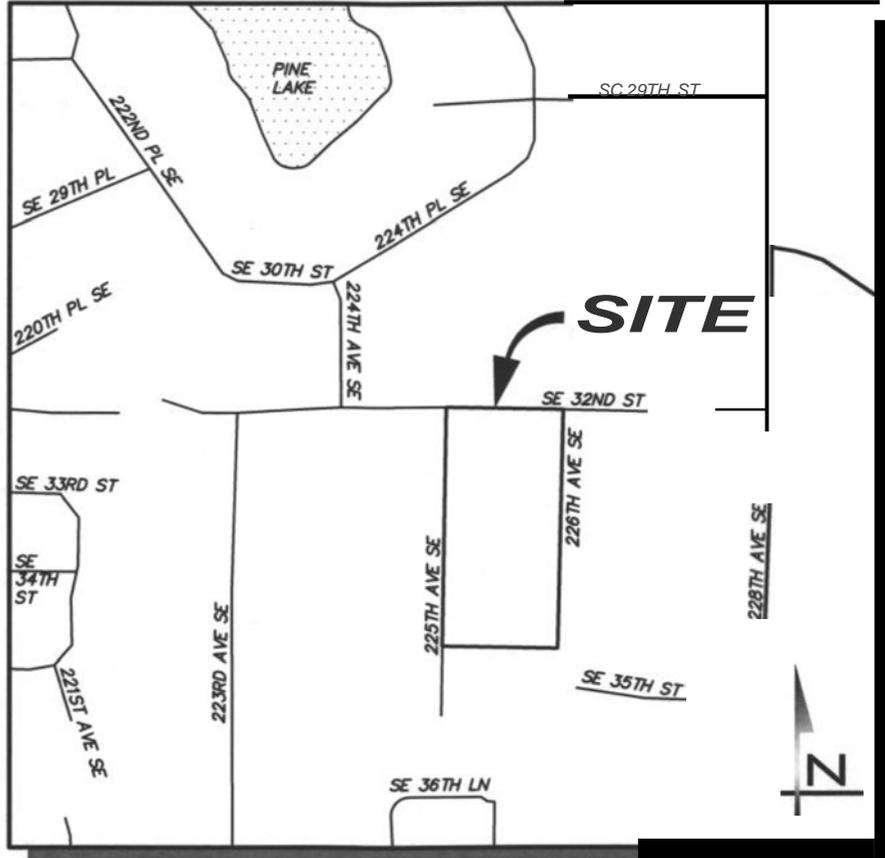
ATTEST/AUTHENTICATED:


Melonie Anderson, City Clerk

Approved as to form:


for: Bruce L. Disend, City Attorney

Filed with the City Clerk:	October 10, 2012
Public Hearing:	October 15, 2012
First Reading:	October 15, 2012
Public Hearing:	November 6, 2012
Second Reading:	November 6, 2012
Passed by the City Council:	November 13, 2012
Date of Publication:	November 19, 2012
Effective Date:	November 24, 2012



VICINITY MAP

NOT TO SCALE