

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OLYMPIA, WASHINGTON,  
DECLARING AN ABANDONED EASEMENT AND STORM WATER PIPE SURPLUS TO  
THE NEEDS OF THE CITY OF OLYMPIA'S STORM & SURFACE WATER UTILITY**

**WHEREAS**, the City of Olympia holds a thirty (30) foot wide by three hundred (300) foot easement, more or less, located in Lot 1, Henderson Commercial Park Binding Site Plan, which is an asset of the City's Storm & Surface Water Utility; and

**WHEREAS**, the storm water pipe within the easement was abandoned and rerouted in 2008, the property owner having granted the City an easement for the rerouted storm water pipe; and

**WHEREAS**, the aforesaid abandoned storm water easement and pipe is no longer needed or used by the Storm & Surface Water Utility for access, conveyance or maintenance needs or purposes; and

**WHEREAS**, the fee property owner desires that the City release its rights to the abandoned easement and the underground storm water pipe located therein; and

**WHEREAS**, the Storm & Surface Water Utility would like to relieve itself of the long-term legal liabilities and maintenance obligations associated with the abandoned storm water pipe and easement area; and

**WHEREAS**, the Storm & Surface Water Utility staff have determined that the abandoned easement and storm water pipe should be deemed excess and surplus to the needs of the Storm & Surface Water Utility; and

**WHEREAS**, any disposition of the abandoned easement and storm water pipe may occur only after a legislative determination that the easement and pipe at issue is surplus to the needs of the City's Storm & Surface Water Utility, and the City conducts a subsequent public hearing upon proper notice as provided by law as to any disposition of the abandoned easement and pipe;

**NOW, THEREFORE, THE OLYMPIA CITY COUNCIL DOES HEREBY RESOLVE** that the Storm & Surface Water Utility's abandoned storm water easement and pipe, as specifically identified on the attached Exhibit "A," is surplus to the needs of the City's Storm & Surface Water Utility.

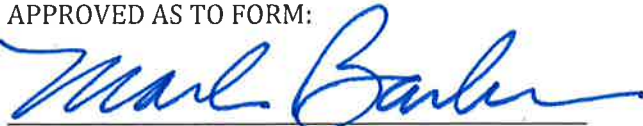
**PASSED BY THE OLYMPIA CITY COUNCIL** this \_\_\_\_\_ day of August, 2017.

\_\_\_\_\_  
MAYOR

ATTEST:

\_\_\_\_\_  
CITY CLERK

APPROVED AS TO FORM:



\_\_\_\_\_  
CITY ATTORNEY

**EXHIBIT 'A'**  
**UTILITY EASEMENT VACATION PETITION TO**  
**THE HONORABLE CITY COUNCIL OF THE CITY OF OLYMPIA**

**Parcel to Be Vacated by Grantee:**

THAT PORTION OF LOT 1 OF HENDERSON COMMERCIAL PARK BINDING SITE PLAN, AS RECORDED FEBRUARY 1, 2008 UNDER RECORDING NUMBER 3986666, RECORDS OF THURSTON COUNTY, WASHINGTON, DESCRIBED AS FOLLOWS:

AN EASEMENT 30 FEET WIDE, LYING 15 FEET EACH SIDE OF THE CENTERLINE DESCRIBED BY COMMENCING AT THE INTERSECTION OF THE EXTENDED NORTH LINE OF THE SOUTH 100 FEET OF TRACT 44 IN THE PLAT OF WILDWOOD PARK AS RECORDED IN VOLUME 9, PAGE 39, RECORDS OF THURSTON COUNTY, WASHINGTON, AND THE SEWER LINE AS EXISTING WITHIN THE LIMITS DESCRIBED IN AUDITOR'S FILE NUMBER 813546 AND RUNNING THENCE NORTHERLY ALONG SAID SEWER LINE 30 FEET, MORE OR LESS, TO THE MANHOLE AS EXISTING ON OCTOBER 31, 1969 AND THENCE NORTH 29°25'37" WEST FOR 237.48 FEET TO A POINT AT WHICH THE LEFT SIDELINE OF SAID EASEMENT IS COMMON WITH THE SOUTHEASTERLY RIGHT OF WAY LINE OF PRIMARY STATE HIGHWAY NUMBER 1; THENCE SOUTH 89°07'36" WEST FOR 17.08 FEET TO AN EXISTING 24 INCH CONCRETE STORM SEWER AND THE POINT OF BEGINNING OF SAID CENTERLINE DESCRIPTION; THENCE SOUTHERLY ALONG SAID SEWER TO THE MOSS LAKE DRAINAGE EASEMENT AS RECORDED UNDER AUDITOR'S NUMBER 544351 AND END OF SAID DESCRIPTION; EXCEPTING THEREFROM ANY PORTION LYING WITHIN PRIMARY STATE HIGHWAY NUMBER 1 RIGHT OF WAY;

THE EASTERLY SIDELINE OF SAID EASEMENT TO BE SHORTENED TO INTERSECT AT THE LEFT SIDELINE OF SAID EASEMENT, AS RECORDED FEBRUARY 1, 2008 UNDER RECORDING NUMBER 3986666, RECORDS OF THURSTON COUNTY, WASHINGTON AND THE WESTERLY SIDELINE OF SAID EASEMENT TO BE SHORTENED TO INTERSECT AT THE SOUTHEASTERLY SIDELINE OF THE 20 FOOT WIDE STORM EASEMENT GRANTED TO THE CITY OF OLYMPIA PER BINDING SITE PLAN 00-0092-01, RECORDED UNDER AUDITOR'S FILE NUMBER 3986666.

CONTAINING 9,163 SQUARE FEET OR 0.21 ACRES, MORE OR LESS.

