



City Council

Approval of an Ordinance Amending Olympia Municipal Code Section 12.16.090 Relating to Street Vacations

Agenda Date: 7/13/2021
Agenda Item Number: 4.M
File Number:21-0625

Type: ordinance **Version:** 2 **Status:** Passed

Title

Approval of an Ordinance Amending Olympia Municipal Code Section 12.16.090 Relating to Street Vacations

Recommended Action

Committee Recommendation:

Not referred to a committee.

City Manager Recommendation:

Move to approve on second reading the Ordinance Amending Olympia Municipal Code Section 12.16.090 Relating to Street Vacations.

Report

Issue:

Whether to amend Olympia Municipal Code Section 12.16.090 to provide for an alternative method of property valuation for petition of a street vacation if an appraisal is infeasible.

Staff Contact:

Michael Young, Deputy City Attorney, 360.753.8223

Presenter(s):

None - Consent Calendar Item.

Background and Analysis:

Background and analysis has not changed from first to second reading.

Olympia Municipal Code (OMC) Chapter 12.16 applies to petitions to vacate public rights-of-way within the City and is intended to assure that the vacating of City streets and alleys, or portions thereof, will not be detrimental to private properties or the general welfare of the City.

Currently, OMC Section 12.16.090 provides that any compensation due to the City for vacated rights-of-way must be based upon the appraised value of the affected property and requires an appraisal "acceptable to the City Attorney." There are times when the property at issue is so small or unique

that the petitioner of a street vacation cannot find an appraiser to do the appraisal work because there are no comparables available.

Staff recommends that OMC Section 12.16.090 be amended to state that another method of property valuation acceptable to the City Attorney may be used in instances where an appraisal is infeasible.

Neighborhood/Community Interests (if known):

The ordinance ensures that vacating of City streets and alleys, or portions thereof, will not be detrimental to private properties or the general welfare of the City.

Options:

1. Approve the Ordinance Relating to Street Vacations and Amending OMC Section 12.16.090 on second reading.
2. Direct staff to modify the Ordinance based on Council feedback.
3. Do not approve the ordinance. In this case, some otherwise appropriate vacations of unused right-of-way will not be able to be completed, where the petitioning property owner is unable to obtain an appraisal.

Financial Impact:

None is expected.

Attachments:

Ordinance