



City Council

Approval of Ordinance on Corrected Second Reading Approving a Street Vacation Petition for a Portion of Hillside Drive SE

Agenda Date: 1/24/2017
Agenda Item Number: 4.1
File Number: 17-0078

Type: ordinance **Version:** 1 **Status:** Passed

Title

Approval of Ordinance on Corrected Second Reading Approving a Street Vacation Petition for a Portion of Hillside Drive SE

Recommended Action

Committee Recommendation:

Not referred to a committee.

City Manager Recommendation:

Approve on corrected second reading an ordinance to vacate a portion of Hillside Drive, SE and a portion of Tract A, Henderson Commercial Park

Report

Issue:

Whether the City Council should pass an ordinance vacating a portion of Hillside Drive SE and a portion of Tract A, Henderson Commercial Park.

Staff Contact:

Darren Nienaber, Deputy City Attorney, 360.753.8223

Ladd F. Cluff, PLS, City Surveyor, Public Works Engineering, 360.753.8389

Presenter(s):

None - Consent Calendar Item.

Background and Analysis:

On January 10, 2017, the City Council approved on second reading an ordinance vacating as a public thoroughfare a portion of Hillside Drive SE and a portion of the Pedestrian Access Trail known as Tract A of the Henderson Commercial Park Binding Site Plan. The ordinance authorized the abutting property owners to construct and grant to the City a pedestrian access easement as compensation in lieu of the payment required under OMC Chapter 12.16 and RCW 35.79.010.

Section 4 of the ordinance approved on January 10 states:

Section 4. I, Jane Ragland Kirkemo, City Clerk/Treasurer, hereby certify that an amount equal to one-half of the appraised value of property above vacated was _____ was not _____ received within the time referred to above.

This section is not tailored to a street vacation when another type of compensation is made in lieu of payment. That section has been replaced with a new Section 4 tailored to the trade of easements described in Section 3 of the ordinance. The ordinance is before the Council for a corrected second reading.

Neighborhood/Community Interests (if known):

None known.

Options:

1. Move to approve on a corrected second reading an ordinance to vacate a portion of Hillside Drive SE and a portion of Tract A, Henderson Commercial Park. This option allows the vacation to occur, site development to continue, and pedestrian access to be constructed.
2. Reject the vacation request. This option would leave the right-of-way as it is. Development of the site will require revision, slowing the development process.

Financial Impact:

None

Attachments:

Ordinance