



**MEMO TO:** Finance, Administration, and Communications Committee of the Whole

**FROM:** Malisa Files, Finance Director  
Debby Wilson, Program Administrator

**DATE:** November 27, 2018

**SUBJECT: Resolution to Set Public Hearing Date for Right of Way Vacation – Portion of NE 102<sup>nd</sup> Street immediately East of Willows Road**

**I. PURPOSE** ☐ For Info Only ☒ Potential Agenda Item ☐ Scheduled for Council Action

**II. RECOMMENDATION**

This item is to inform the Committee that Staff will recommend a resolution be approved that will set a hearing date for a right of way vacation – NE 102<sup>nd</sup> Street west of Willows Road. The Resolution will come before Council in early 2019.

**III. DEPARTMENT CONTACTS**

Malisa Files, Finance Director	425-556-2166
Debby Wilson, Real Property Program Administrator	425-556-2715

**IV. DESCRIPTION/BACKGROUND**

The Revised Code of Washington (RCW) 35.79.010 establishes the process for which street rights of way are vacated. The City Clerk has received a petition document and supporting information petitioning the legislative authority of the City to vacate a portion of NE 102<sup>nd</sup> Street being east of Willows Road, more specifically east of the railbanked rail corridor within the Willows Run Golf Course. The City Clerk has found the petition, submitted October 3, 2018, meets the statutory requirement for a vacation request and the legislative authority of the City may now establish by resolution a time the petition will be heard by the legislative authority. The hearing date that will be set must occur not more than 60 days nor less than 20 days after the passage of the resolution.

Staff will review future meeting dates and propose in the resolution a public hearing date appropriate to meet the time criteria for the hearing, as well as, address all posting and notification requirements.

It is anticipated that Staff will request Council's approval to vacate and surplus the right of way area concurrently with the public hearing. A memorandum will include staff's recommendations, alternatives and fiscal considerations specific the vacation of this segment of right of way.

**V. TIME CONSTRAINTS**

None.

**VI. LIST OF ATTACHMENTS**

Attachment A: Vicinity Map

Attachment B: Street Vacation Petition