

When Recorded Return To:
City of West Richland
3100 Belmont Blvd.
West Richland, WA 99353

**CITY OF WEST RICHLAND
ORDINANCE NO. 09-21**

**AN ORDINANCE OF THE CITY OF WEST RICHLAND, WASHINGTON,
AMENDING THE VACATION OF A PORTION OF THE 33 FOOT WIDE
ACCESS EASEMENTS LOCATED ON SHORT PLAT 1950 LOTS 3 AND
4, PARCEL NUMBERS 1-0898-401-1950-003 AND 1-0898-401-1950-
004.**

BENTON COUNTY PARCELS # 1-0898-401-1950-003 and 1-0898-401-1950-004;

WHEREAS, an application was submitted for a partial access easement vacation for 33' wide access easements on Parcel Numbers 1-0898-401-1950-003 and 1-0898-401-1950-004; and, assigned File Number EV 2020-17; and

WHEREAS, the access easement vacations were granted through Ordinance 07-21 and on February 2, 2021; and

WHEREAS, City staff found errors in the legal descriptions and exhibit maps for File No. EV 2020-17 after the easement vacations were granted; and

WHEREAS, ORD 07-21 must be amended to reflect the correct easement vacations; and

WHEREAS, the retention of the easement no longer serves any useful public purpose; and

WHEREAS, it appears that the vacation of the easement would not unduly jeopardize the health, safety, welfare or public good; and

WHEREAS, pursuant to Resolution 08-21 passed by the City Council on February 16, 2021 setting forth the City's intention to consider approving an easement vacation amendment for a portion of the 33' wide access/utility easements, a public hearing was held before the City Council of the City of West Richland on March 16, 2021, and

WHEREAS, following the public hearing on March 16, 2021, the City Council voted to approve the access vacation amendment; and

WHEREAS, all other steps and proceedings required by law to vacate a public access easement have been duly taken and performed;

NOW, THEREFORE, THE CITY COUNCIL FOR THE CITY OF WEST RICHLAND, WASHINGTON, does hereby resolve as follows:

Section 1. A portion of the 33' wide access easements, as set forth in exhibits A and B, are amended.

Section 2. The amended easement vacations are the North 23 feet and the South 10 feet excluding the East 33 feet of that access and utility easement lying within Lot 3 and the North 23 feet except the East 10 feet and the South 10 feet of that utility easement lying within Lot 4 and the North 33 feet except the West 10 feet, the South 10 feet, and the West 10 feet of the South 33 feet of that access easement lying within Lot 4, except any portion of that access and utility easement as described in City of West Richland Ordinance 10-20 (historical offers of dedication), as set forth in exhibit A, attached hereto.


BE IT FURTHER RESOLVED that a copy of this passed and signed ordinance, provided to the applicant by the City, must be recorded at the Benton County Auditor's Office by the applicant and a copy of the recording returned to the City within 30 days of the Council's actions, or the easement vacation becomes null and void.

PASSED BY THE CITY COUNCIL OF THE CITY OF WEST RICHLAND, WASHINGTON, this 16th day of March, 2021.



Brent Gerry, Mayor

ATTEST:



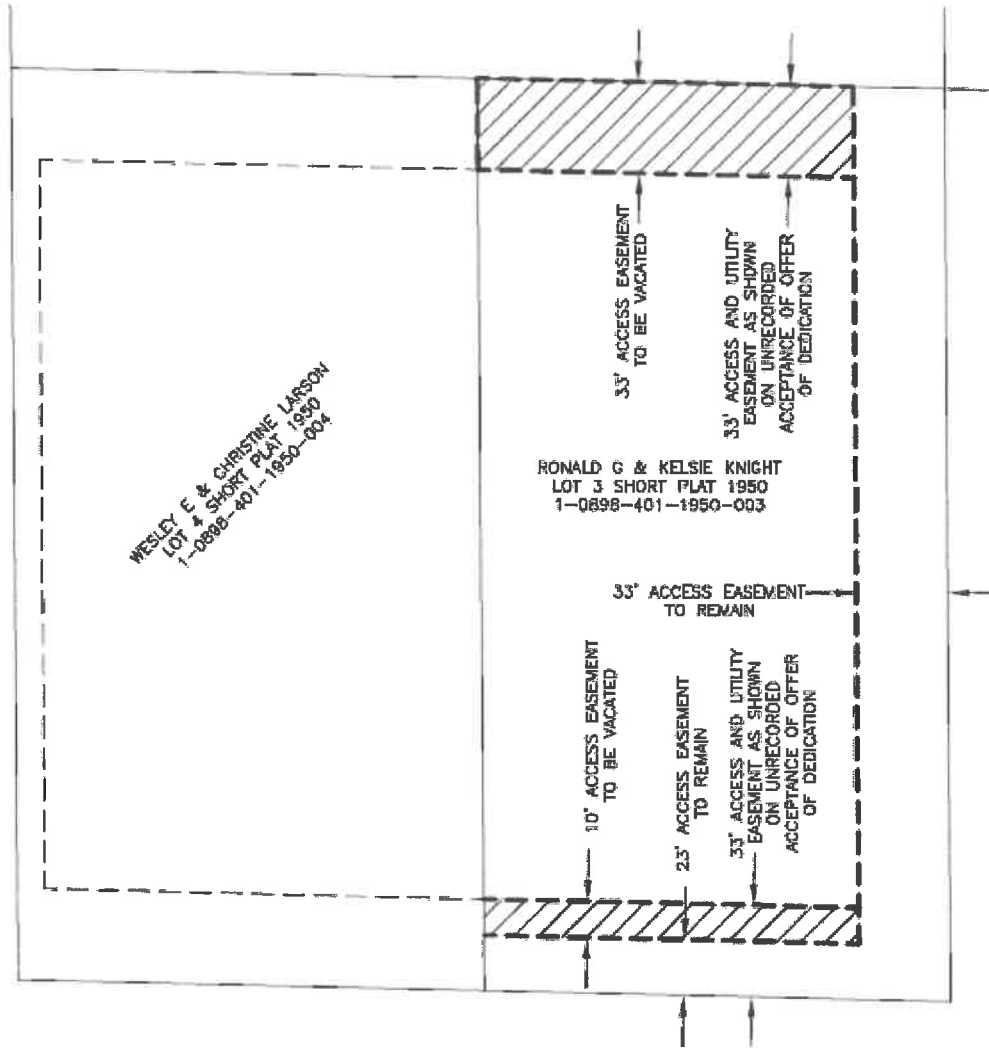
Stephanie Haug, City Clerk

APPROVED AS TO FORM:



Bronson Brown, City Attorney

EXHIBIT A
ACCESS VACATION



2248 Robertson Drive
Richland, Washington 99354
OFFICE 509-375-4123
FAX 509-371-0695

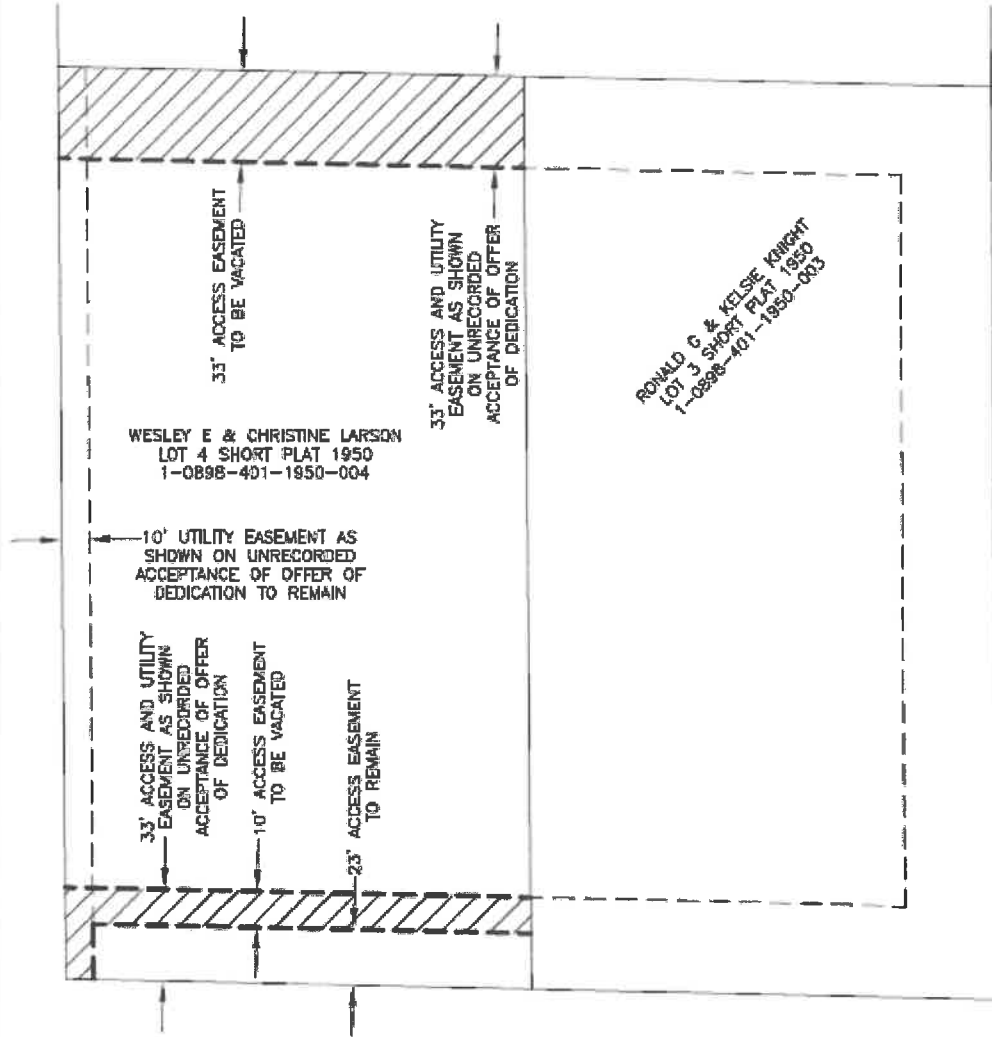
**RONALD G & KELSIE KNIGHT
EASEMENT VACATION EXHIBIT MAP**



N.T.S.
02/15/2021



EXHIBIT B ACCESS VACATION



PERMIT SURVEYING INC
 2243 Robertson Drive
 Richland, Washington 99354
 OFFICE 509-375-4123
 FAX 509-371-0999

**WESLEY & CHRISTINE LARSON
 EASEMENT VACATION EXHIBIT MAP**

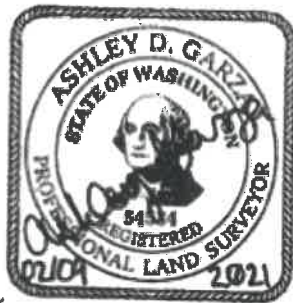
N.T.S.
 02/15/2021



KNIGHT ACCESS EASEMENT VACATION

THAT PORTION OF THE ACCESS EASEMENT CONVEYED IN PATENT NUMBER 1182242, RECORDED UNDER AUDITOR'S FILE NUMBER 678720, RECORDS OF BENTON COUNTY, WASHINGTON, DESCRIBED AS FOLLOWS:

THE NORTH 33.00 FEET EXCEPT THE EAST 33.00 FEET THEREOF AND THE NORTH 10.00 FEET OF THE SOUTH 33.00 FEET EXCEPT THE EAST 33.00 THEREOF, OF LOT 3, SHORT PLAT NO. 1950, ACCORDING TO THE SURVEY THEREOF RECORDED UNDER AUDITOR'S FILE NUMBER 1993-28200, RECORDS OF BENTON COUNTY, WASHINGTON.



LARSON ACCESS EASEMENT VACATION

THAT PORTION OF THE UTILITY EASEMENT CONVEYED IN PATENT NUMBER 1182242 RECORDED UNDER AUDITOR'S FILE NUMBER 678720, RECORDS OF BENTON COUNTY, WASHINGTON, DESCRIBED AS FOLLOWS:

THE NORTH 33.00 FEET AND THE NORTH 10.00 FEET OF THE SOUTH 33.00 FEET AND THE WEST 10.00 FEET OF THE SOUTH 23.00 FEET OF LOT 4, SHORT PLAT NO. 1950, ACCORDING TO THE SURVEY THEREOF RECORDED UNDER AUDITOR'S FILE NUMBER 1993-28200, RECORDS OF BENTON COUNTY, WASHINGTON.

