

CITY OF GRANITE FALLS, WASHINGTON

ORDINANCE NO. 955-2018

AN ORDINANCE OF THE CITY OF GRANITE FALLS, WASHINGTON, ADOPTED UNDER THE AUTHORITY OF GFMC 19.10.160, VACATING A PORTION OF GUN CLUB ROAD STREET RIGHT-OF-WAY COMMENCING APPROXIMATELY 625 FEET EAST OF THE MOUNTAIN LOOP HIGHWAY ALONG GUN CLUB RD., LOCATED IN GRANITE FALLS, WASHINGTON.

WHEREAS, the City initiated this vacation and desires to vacate a portion of Gun Club Rd. Right-of-Way commencing approximately 625 feet east of the Mountain Loop Highway, Granite Falls, Washington (“Gun Club Rd. Vacation Area” or “Area”), and more fully described and depicted on attached and incorporated Exhibit A; and

WHEREAS, the Gun Club Rd. Vacation Area is not necessary as part of the general public road system of Granite Falls, the public will not be inconvenienced by vacation of said Area and it is in the public interest that the vacation area be vacated; and

WHEREAS, the City of Granite Falls set a public hearing date on August 15; and

WHEREAS, a public hearing regarding the proposed vacation was held on September 19 before the City Council; and

WHEREAS, after consideration of the information presented during the public hearing and finding that the proposed vacation was in the public interest, the City Council directed that City staff prepare an ordinance for consideration that would vacate the subject Area;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF GRANITE FALLS, WASHINGTON DO ORDAIN AS FOLLOWS:

Section 1. Findings and Conclusions. The following findings and conclusions are hereby made regarding vacation of the Gun Club Rd. Vacation Area:

- a. The Gun Club Rd. Vacation Area does not abut a body of fresh or salt water and the limitations on vacations of streets abutting bodies of water as set forth in RCW 35.79.035 are not applicable.
- b. No abutting property owner has filed a written objection to the proposed vacation with the City Clerk prior to or at the time of the public hearing regarding the proposed vacation.
- c. The City of Granite Falls does not need to be compensated for vacation of the Area as land is being granted on the north side of Gun Club Rd to the City in lieu of monetary compensation.
- d. The Area to be vacated is not part of the general public road system of the City of Granite Falls and the public will not be inconvenienced by vacation of the Area.
- e. Vacation of the Area will not adversely affect existing or future public utilities.

- f. Based on zoning, current use and long range plans, vacation of the Area is compatible with existing and anticipated development in the Area.
- g. Vacation of the Area is consistent with applicable state law, including but not limited to RCW Chapter 35.79 and City Code, Chapter 19.10 GPMC.
- h. It is in the public interest that the Area be vacated.

Section 2. Street Right-of-Way Vacated. That portion of Gun Club Rd. Right-of-Way legally described in attached and incorporated Exhibit A is hereby vacated.

Section 3. Compensation. No monetary compensation shall be paid to the City of Granite Falls for the vacation of the Area and none is required as the City is receiving property on the north side of Gun Club Rd.

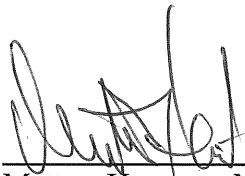
Section 4. Certified Copy of Ordinance. A certified copy of this Ordinance shall be recorded by the Granite Falls City Clerk with the office of the Snohomish County Auditor.

Section 5. Severability. If any section, sentence, clause or phrase of this Ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this ordinance.

Section 6. Publication and Summary. This Ordinance or summary thereof consisting of the title shall be published in the official newspaper of the City.

Section 7. Effective Date. This Ordinance shall be in full force and effect five (5) days after the date of publication and recording of a certified copy of the Ordinance with the office of the Snohomish County Auditor.

Said Ordinance was passed in open session by the City Council of the City of Granite Falls on the 19th day of Sept., 2018, and signed in authentication of its passage the 19th day of Sept., 2018.



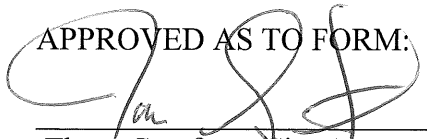
Matthew Hartman, Mayor

ATTEST:



Darla Reese, City Clerk

APPROVED AS TO FORM:



Thom Graafstra, City Attorney

Ordinance No. 955-2018

Date of First and Final Reading:

Sept. 19, 2018

Date of Publication:

Sept. 22, 2018

Effective Date:

Sept. 27, 2018

EXHIBIT A –LEGAL DESCRIPTION

**Gun Club Rd. Right-of-Way Vacation
Adjacent to Tax Lot 30071800201400**

**PARCEL A BEFORE CONVEYANCE LEGAL DESCRIPTION
TAX ID 30071800201400**

ALL THAT PORTION OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SECTION 18, TOWNSHIP 30 NORTH, RANGE 7 EAST, WILLAMETTE MERIDIAN, DESCRIBED AS FOLLOWS:
BEGINNING AT THE SOUTHEAST CORNER OF SAID SUBDIVISION;
THENCE NORTH 88°14'50" WEST ALONG THE SOUTH LINE THEREOF A DISTANCE OF 726.26 FEET TO A POINT 610.50 FEET EAST OF THE SOUTHWEST CORNER OF SAID SUBDIVISION;
THENCE NORTH 1°45'24" EAST FOR A DISTANCE OF 538.34 FEET;
THENCE NORTH 79°58'50" WEST FOR A DISTANCE OF 165.27 FEET;
THENCE SOUTH 89°15'42" WEST FOR A DISTANCE OF 262.53 FEET;
THENCE NORTH 5°10'24" EAST A DISTANCE OF 18.81 FEET;
THENCE NORTH 2°07'36" WEST A DISTANCE OF 129.90 FEET TO A POINT ON THE EAST MARGIN OF MOUNTAIN LOOP HIGHWAY;
THENCE NORTH 18°45'44" EAST ALONG SAID EAST MARGIN A DISTANCE OF 144.45 FEET;
THENCE SOUTH 88°25'02" EAST A DISTANCE OF 752.42 FEET TO A POINT ON THE NORTH LINE OF THE ABANDONED RAILROAD;
THENCE NORTH 53°12'28" EAST ALONG SAID NORTH LINE A DISTANCE OF 497.02 FEET TO A POINT ON THE EAST LINE OF SAID SUBDIVISION; THENCE SOUTH 2°55'58" WEST A DISTANCE OF 1149.38 FEET TO THE TRUE POINT OF BEGINNING.

SITUATE IN SNOHOMISH COUNTY, STATE OF WASHINGTON.

**PARCEL B BEFORE CONVEYANCE LEGAL DESCRIPTION
TAX ID 30071800206900**

ALL THAT PORTION OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SECTION 18, TOWNSHIP 30 NORTH, RANGE 7 EAST W.M., DESCRIBED AS FOLLOWS:
BEGINNING AT A POINT ON THE NORTHWESTERLY LINE OF HARTFORD AND EASTERN RAILWAY, 525 FEET EAST OF THE WEST LINE OF SAID SOUTHEAST QUARTER OF THE NORTHWEST QUARTER;
THENCE NORTH 57.74 FEET;
THENCE WEST TO THE EAST LINE OF THE COUNTY ROAD;
THENCE NORTHERLY ALONG SAID ROAD TO A POINT 444.22 FEET SOUTH OF THE NORTH LINE OF SAID SOUTHEAST QUARTER OF THE NORTHWEST QUARTER;
THENCE EAST FOR 479 FEET TO THE TRUE POINT OF BEGINNING;
THENCE NORTH TO THE NORTH LINE OF SAID SOUTHEAST QUARTER OF THE NORTHWEST QUARTER;
THENCE EAST TO THE NORTHEAST CORNER OF SAID SOUTHEAST QUARTER OF THE NORTHWEST QUARTER;
THENCE SOUTH TO THE NORTH LINE OF THE COUNTY ROAD;
THENCE SOUTHERLY ALONG SAID ROAD TO A POINT EAST OF THE POINT OF BEGINNING;
THENCE WEST TO THE POINT OF BEGINNING.

EXCEPT ANY PORTION THEREOF LYING WITHIN GUN CLUB ROAD (RHOADES ROAD).

SITUATE IN THE COUNTY OF SNOHOMISH, STATE OF WASHINGTON.

EXHIBIT A –LEGAL DESCRIPTION (CONT.)

Gun Club Rd. Right-of-Way Vacation
Adjacent to Tax Lot 30071800201400

