

Resolution No. 445

A resolution providing notice of a request to vacate an undeveloped easement for ingress, egress and utilities located to the east of South Merchant Road associated with Lots 4 and 5 of the Westerlund Short Plat located in the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Sec. 3 and NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Sec. 10, T 28 N, R 13 W, Clallam County.

WHEREAS, The City received a request from property owner Lissy Andros asking that the City vacate an undeveloped easement for ingress, egress, and right of way that exists between Lots 4 and 5 of the Westerlund Short Plat that lies east of the southern part of South Merchant Road; and

WHEREAS, the request is one that has various issues associated with it that may be best served in the course of a public hearing;

WHEREAS, RCW 35.79 *et al.*, requires the City Council to pass a resolution giving notice of the request to vacate streets and establishing a date for a hearing on the request of the property owner; FURTHER, said statute requires that notice be mailed to all affected property owners at least 20 days prior to the hearing;

THEREFORE BE IT RESOLVED BY THE CITY OF FORKS THAT

1. The City hereby gives notice that it has received a request from Lissy Andros requesting the City vacate an undeveloped easement falling across the former Lots 4 and 5, since consolidated into one lot that she owns in the Westerlund Short Plat located generally in SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 3, and NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Sec. 10, T 28 N, R 13 W, Clallam County;
2. The City Clerk is hereby directed to schedule a public hearing on this issue as part of the agenda for the Council's Monday, 10 August 2015 meeting;
3. The City Attorney is hereby directed to ensure that at least all owners of record of the property abutting the streets being sought to be vacated receive a copy of this resolution at least 20 days prior to the hearing on 10 August 2015; FURTHER, the City Attorney shall also ensure that a copy of this resolution is posted in three prominent places within the City of Forks, as well as on the property affected;

4. The Council also notes that if fifty percent of the abutting property owners file a written objection to the proposed vacation with the clerk, prior to the time of the hearing, the Council pursuant to RCW 35.79.020 would be prohibited from proceeding.

**PASSED BY A VOTE OF THE COUNCIL AND SIGNED THIS
13th day of July 2015**



Bryon Monohon, Mayor

Attested to:



Audrey Grafstrom
Clerk/Treasurer

Approved as to Form:



William R. Fleck
Attorney/Planner