

WHATCOM COUNTY COUNCIL AGENDA BILL

NO. AB2008-322

CLEARANCES	<i>Initial</i>	<i>Date</i>	<i>Date Received in Council Office</i>	<i>Agenda Date</i>	<i>Assigned to:</i>
Originator:	<i>[Signature]</i>	<i>8/13/08</i>	RECEIVED SEP 02 2008 WHATCOM COUNTY COUNCIL	9/9/08	PW/Cncl
Division Head:					
Dept. Head:	<i>JMA</i>	<i>8/27/08</i>			
Prosecutor:	<i>[Signature]</i>	<i>08/18/08</i>			
Purchasing/Budget:					
Executive:	<i>[Signature]</i>	<i>9-2-08</i>			

TITLE OF DOCUMENT: *A Resolution in the Matter of Considering Vacating a Portion of Johnson Road*

- ATTACHMENTS:**
1. *Cover Memo*
 2. *Resolution*
 3. *Neighboring Land Owner's Petition*
 4. *Map of Site*
 5. *Comparative Market Analysis*

SEPA review required?	() Yes	(X) NO	Should Clerk schedule a hearing?	() Yes	() NO
SEPA review completed?	() Yes	() NO	Requested Date:		

SUMMARY STATEMENT OR LEGAL NOTICE LANGUAGE: *(If this item is an ordinance or requires a public hearing, you must provide the language for use in the required public notice. Be specific and cite RCW or WCC as appropriate. Be clear in explaining the intent of the action.)*

The attached Resolution in the Matter of Considering Vacating a Portion of Johnson Road is submitted per RCW 58.17 & 36.87 and WCC 12-20.

Adoption of this resolution will trigger the County Engineer to report on the proposed vacation at a future Council meeting. Once the County Engineer's report is submitted the actual road vacation will be considered by Council under a separate resolution and a public hearing will need to be scheduled.

COMMITTEE ACTION:
9/9/2008: Forwarded to Council for approval

COUNCIL ACTION:
9/9/2008: Council Approved 7-0
Res. 2008-061

Related County Contract #:	Related File Numbers:	Ordinance or Resolution Number: Res. 2008-061
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Please Note: *Once adopted and signed, ordinances and resolutions are available for viewing and printing on the County's website at: www.co.whatcom.wa.us/council.*

1 SPONSORED BY: Consent

2 PROPOSED BY: Public Works

3 INTRODUCTION DATE: Sep. 9, 2008

4 RESOLUTION NO. 2008-061

5
6 A RESOLUTION IN THE MATTER OF CONSIDERING
7 VACATING A PORTION OF JOHNSON ROAD
8

9 WHEREAS, on April 23, 2008; Galen Wood, submitted a petition for the vacation of a portion of
10 Johnson Road lying within the unincorporated area of Whatcom County, accompanied by the penal
11 sum of \$682.00, and,

12 WHEREAS, as described in RCW 36.87.010, when a county road or any part thereof is considered
13 useless the Whatcom County Council may declare its intention to formally consider vacation, by
14 resolution.

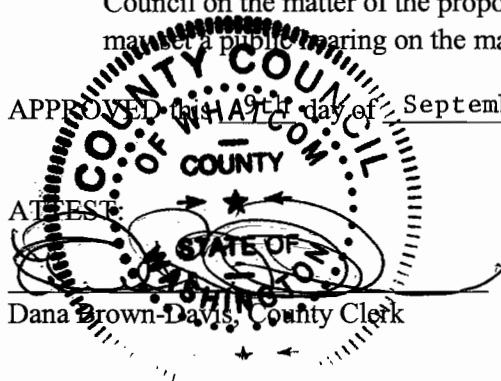
15 NOW, THEREFORE, BE IT RESOLVED that it is the intention of Whatcom County
16 Council to consider vacation of the following described right of way: a portion of
17 Johnson Road Section 3, Township 40 North, Range 3 West, 20' x 330' right-of-way
18 along Johnson Road from James Road due West, Point Roberts, Washington.
19

20 Subject to and/or together with all easements, covenants, restrictions and/or
21 agreements of record or otherwise. Also subject to Whatcom County retaining
22 an easement the length of the area to be vacated for utilities and drainage.
23


24 AND BE IT FURTHER RESOLVED that the County Engineer investigate and report to the County
25 Council on the matter of the proposed vacation of said portion of Johnson Road so that the Council
26 may set a public hearing on the matter.

27 APPROVED this 14th day of September, 2008


28
29 ATTEST:

30
31 A circular seal for the Whatcom County Council, State of Washington. The seal features a star in the center and the words "WHATCOM COUNTY COUNCIL" around the perimeter, with "STATE OF WASHINGTON" at the bottom. There are some scribbles over the seal.
32 Dana Brown-Davis, County Clerk

33
34 WHATCOM COUNTY COUNCIL
WHATCOM COUNTY, WASHINGTON

35
36 A handwritten signature of Carl Weimer.
37 Carl Weimer, Council Chair

35 APPROVED AS TO FORM:

36 A handwritten signature of Daniel L. Gibson.
37 Senior Civil Deputy Prosecuting Attorney