

CITY OF MARYSVILLE AGENDA BILL

EXECUTIVE SUMMARY FOR ACTION

CITY COUNCIL MEETING DATE: 10/9/17

AGENDA ITEM:

Dedication of Right of Way for Road Purposes

PREPARED BY:

Jon Walker

DIRECTOR APPROVAL:

DEPARTMENT:

Legal

ATTACHMENTS:

BUDGET CODE:

AMOUNT:

SUMMARY:

The City owns a triangular-shaped parcel abutting State Avenue. The westerly 11.00 feet of the parcel has been used for roadway purposes. By dedicating this portion of the parcel, the remainder of the parcel may be used for another purpose or sold and the right-of-way retained for roadway purposes.

RECOMMENDED ACTION:

Staff recommends the Council consider approving the ordinance dedicating right-of-way for public use.

CITY OF MARYSVILLE
Marysville, Washington

ORDINANCE NO. _____

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MARYSVILLE,
WASHINGTON, DEDICATING RIGHT-OF-WAY FOR PUBLIC USE.**

WHEREAS, The City of Marysville owns the parcel 30050900204500, a triangular parcel abutting State Avenue; and

WHEREAS, the parcel is further described in the statutory warranty deed filed under auditor's file number 200802130132.

WHEREAS, the City of Marysville acquired this parcel to construct road improvements on State Avenue; and

WHEREAS, the westerly 11.00 feet of the parcel is being used for road right-of-way purposes and should be dedicated to that purpose; and

WHEREAS, the westerly 11.00 feet is legally described in Exhibit A; and

WHEREAS, the public health, safety, and welfare will benefit by dedicating the westerly 11.00 feet of the parcel to public use as right-of-way.

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

SECTION 1. The westerly 11.00 feet of parcel 30050900204500 as described in Exhibit B is hereby dedicated to public use as right-of-way for State Avenue.

SECTION 3. The proper officers of the City of Marysville shall record a certified copy of this ordinance with the Snohomish County Auditor and execute documents required to dedicate the westerly 11.00 feet of the parcel as right-of-way.

SECTION 4. Severability. If any section, subsection, sentence, clause, phrase or word of this ordinance is held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality thereof shall not affect the validity or constitutionality of any other section, subsection, sentence, clause, phrase or word of this ordinance.

SECTION 5. Effective Date. This ordinance shall become effective five days after the date of its publication by summary.

PASSED by the City Council and APPROVED by the Mayor this _____ day of _____, 2017.

CITY OF MARYSVILLE

By _____
JON NEHRING, MAYOR

Attest:

By _____
APRIL O'BRIEN, DEPUTY CITY CLERK

Approved as to form:

By _____
JON WALKER, CITY ATTORNEY

Date of publication: _____
Effective Date (5 days after publication): _____

EXHIBIT A

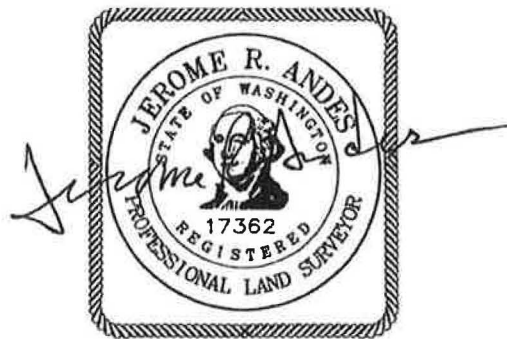
LEGAL DESCRIPTION

The westerly 11.00 feet of the tract of land described below, being a line 41.00 feet easterly from, as measured perpendicular to and parallel with, the centerline of State Avenue:

That portion of the Northeast Quarter of the Northwest Quarter of Section 9, Township 30 North, Range 5 East, W.M., described as follows:

Beginning at a point on the east line of said Northeast Quarter of the Northwest Quarter, a distance of 376.00 feet South of the northeast corner of said subdivision; thence West to the east right-of-way line of State Avenue (Pacific Highway); thence southeasterly, along said east right-of-way line, a distance of 324.70 feet; thence East to the east line of said subdivision; thence North, along said east line, a distance of 311.60 feet to the point of beginning.

EXCEPT that portion lying easterly of the west line of the Northern Pacific Railway Company Right-of-Way.



9/22/2017