

CITY OF MARYSVILLE AGENDA BILL

EXECUTIVE SUMMARY FOR ACTION

CITY COUNCIL MEETING DATE: October 12, 2020

AGENDA ITEM:	
67 th Avenue Townhomes – Slope Easement Relinquishment PA20034	
PREPARED BY:	DIRECTOR APPROVAL:
Chris Holland, Planning Manager	
DEPARTMENT:	
Community Development	
ATTACHMENT:	
1. AFN 9610010549 – Easement for Slopes 2. Relinquishment of Easement	
BUDGET CODE:	AMOUNT:
SUMMARY:	

RESG Homes LLC has submitted a land use application, proposing a 30-unit townhome development, on property owned by the Marysville School District, located on the west side of 67th Avenue NE between the 8300 – 8400 Block.

In order to construct improvements to 67th Avenue NE the City obtained a perpetual Easement for Slopes along the eastern 20 feet of APN 30052200104800, recorded under Auditor’s File Number 9610010549.

Because 67th Avenue NE has been improved, the slope easement is no longer needed and the applicant is proposing to relinquish the slope easement encumbrance. The Public Works Department has reviewed the request to relinquish the easement and has recommended City Council authorize the Mayor to execute and record the attached Relinquishment of Easement.

RECOMMENDED ACTION: Staff recommends Council authorize the Mayor to sign the Relinquishment of Easement and record with the Snohomish County Auditor.
RECOMMENDED MOTION: I move to authorize the Mayor to sign the Relinquishment of Easement and record with the Snohomish County Auditor.

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AFTER RECORDING RETURN TO:
CITY OF MARYSVILLE
4822 GROVE STREET
MARYSVILLE, WA 98270

**NO EXCISE TAX
REQUIRED**
OCT 02 1996

DOB DANTINI, Snohomish County Treasurer
By **BOB DANTINI**



96 OCT -1 PM 4:29
SNOHOMISH COUNTY, WASH.
DEPUTY
AUDITOR

RECORDED

RECORDED BY SNOHOMISH COUNTY: BOB TERWILLIGER, AUDITOR

0610010549

THIS AGREEMENT, made this 5th day of AUGUST, 1996, by and between MARYSVILLE SCHOOL DISTRICT #25, hereinafter called the GRANTOR, and the CITY OF MARYSVILLE, a municipal corporation of the State of Washington, hereinafter called the GRANTEE.

WHEREAS the GRANTOR herein is the owner of that certain parcel of land described as follows, to-wit:

LOT 1 OF SHORT PLAT 68 (3-81) RECORDED UNDER RECORDING NUMBER 8206170136, BEING A PORTION OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 22, TOWNSHIP 30 NORTH, RANGE 5 EAST, W.M., IN SNOHOMISH COUNTY, WASHINGTON.

WHEREAS, it has been found necessary in the construction and improvement of LID No. 64, 67th Avenue N.E. and 88th Street N.E. Reconstruction to make slopes on the said property of the Grantor for cuts and fills;

NOW, THEREFORE, in consideration of the premises, and to the same extent and purposes as if the rights herein granted had been acquired under the eminent domain statute of the State of Washington, Grantor hereby conveys and warrants to the CITY OF MARYSVILLE, its successors and assigns, a perpetual right and easement to use and occupy the following-described lands for the purpose of construction and maintenance of highway slopes:

THE EAST 20.00 FEET OF THE SOUTH 242.50 AS MEASURED ALONG THE EAST LINE THEREOF OF SAID PROPERTY.

IN WITNESS WHEREOF, the said GRANTOR has hereunto signed his name this 6 day of August, 1996.

GRANTOR

L. D. Clement
GRANTOR
Fin + ops

State of Washington)
) ss.
County of SNO)

I certify that I know or have satisfactory evidence that Lawrence D. Clement is the person who appeared before me, and said person acknowledged that (he/she) signed this instrument, on oath stated that (he/she) was authorized to execute the instrument and acknowledged it as the Exec. Director Finance/ops of MARYSVILLE SCHOOL DISTRICT #25 to be the free and voluntary act of such party for the uses and purposes mentioned in the instrument.

Dated: August 6, 1996

(Seal or stamp)

Carol F. Ege
CAROL F. EGE
NOTARY PUBLIC
STATE OF WASHINGTON
86-1-8
My appointment expires 8-1-98

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EXHIBIT A

Easement

THE EAST 20.00 FEET OF LOT 2, CITY OF MARYSVILLE SHORT PLAT NO. SP 12-004 RECORDED UNDER RECORDING NO. 201303045001 RECORDS OF SNOHOMISH COUNTY, WASHINGTON, BEING A PORTION OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 22, TOWNSHIP 30 NORTH, RANGE 5 EAST OF THE WILLAMETTE MERIDIAN.

SITUATE IN THE CITY OF MARYSVILLE, COUNTY OF SNOHOMISH, STATE OF WASHINGTON.

Exhibit "B"

Parcel Legal Description

LOT 2, CITY OF MARYSVILLE SHORT PLAT NO. SP 12-004 RECORDED UNDER RECORDING NO. 201303045001 RECORDS OF SNOHOMISH COUNTY, WASHINGTON, BEING A PORTION OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 22, TOWNSHIP 30 NORTH, RANGE 5 EAST OF THE WILLAMETTE MERIDIAN.

SITUATE IN THE CITY OF MARYSVILLE, COUNTY OF SNOHOMISH, STATE OF WASHINGTON.