

**CITY OF MARYSVILLE AGENDA BILL
EXECUTIVE SUMMARY FOR ACTION**

CITY COUNCIL MEETING DATE: 9/27/21

AGENDA ITEM:	
Termination of Easement Encroachment Agreement	
PREPARED BY:	DIRECTOR APPROVAL:
Jon Walker	
DEPARTMENT:	
Legal	
ATTACHMENTS:	
BUDGET CODE:	AMOUNT:
SUMMARY:	

The City Council approved an Easement Encroachment Agreement in 2018. The situation involved a garage that was over the sewer line and a gazebo. The property owner removed the garage and since that time the site has been surveyed and it was determined that the gazebo encroached less than 18 inches into a city sewer easement and will not interfere with the city's maintenance of the easement. The property owner was granted a variance in accordance with MMC 22G.010.420, so that the gazebo may legally remain. Because the Easement Encroachment Agreement was recorded on title a termination should be recorded to provide a clear chain of title.

RECOMMENDED ACTION: Staff recommends that the Council consider authorizing the Mayor to terminate the Easement Encroachment Agreement.

RECOMMENDED MOTION: I move to authorize the Mayor to terminate the Easement Encroachment Agreement.

AFTER RECORDING MAIL TO:

City of Marysville
Legal Department
1049 State Avenue
Marysville, WA 98270

TERMINATION OF EASEMENT ENCROACHMENT AGREEMENT

Grantor: City of Marysville
Grantee: Trevor P. Trueax and Julie A. Trueax, husband and wife
Abbreviated Legal: LOT 42, THE HILL
Additional Legal on page: 3
Assessor's Tax Parcel No(s): 00877600004200
Related Documents: 201810230306

An Easement Encroachment Agreement between the parties concerning this parcel was recorded under AFN 201810230306. That Agreement is terminated and no longer of any force or effect. The previous encroachment has been addressed by a variance approved by the City of Marysville on August 11, 2021.

DATED this _____ day of _____, 2021.

CITY OF MARYSVILLE

By: _____
Jon Nehring, Mayor

STATE OF WASHINGTON)
) ss.
COUNTY OF SNOHOMISH)

I certify that I know or have satisfactory evidence that Jon Nehring is the person who appeared before me and said person acknowledged that he signed this instrument as the Mayor of City of Marysville and acknowledge it to be his free and voluntary act for the uses and purposes mentioned in the instrument.

Dated this ____ day of _____, 20__

(Notary Signature)

(Print Name)

NOTARY PUBLIC in and for the State of Washington
Residing at (city): _____
My commission expires: _____

Exhibit A

Legal Description

LOT 42, THE HILL, ACCORDING TO THE PLAT THEREOF RECORDED UNDER AUDITOR'S FILE NO. 9802275002, RECORDS OF SNOHOMISH COUNTY, WASHINGTON.