

AGENDA REQUEST FORM

Return completed form and complete agenda item to the Clerk of the Board
Yakima County Commissioners' Office, Room 232

Prepared by:

Thomas Loran

Department: County Roads

Requested Agenda Date: 07/05/2022

Presenting: Matt Pietrusiewicz

Document Title:

In the Matter of the Intention to Vacate and Abandon Certain Unopened Right-of-Way Located Between Longmire Road and North Wenas Road in Section 19 of Township 15 North Range 18 East W.M. and to Set a Public Hearing Date.

Action Requested: *Check Applicable Box*

- PASS RESOLUTION EXECUTE or AMEND **AGREEMENT** CONTRACT or GRANT
 ISSUE PROCLAMATION PASS ORDINANCE OTHER _____

Describe Fiscal Impact:

Advertisement fees; petitioner/applicant participates in \$300; additional advertising monies to be paid by County Road fund.

Background Information:

A petition to County Roads was filed requesting the vacation of dedicated, and unopened right of way.

Request is being made to the BOCC to set a public meeting date for July 26, 2022, and begin the required advertising of one publication a week during the minimum two week requirement.

Summary & Recommendation:

County Roads requests that the BOCC approve, by Resolution, advertisement requirements of said petition, and set the Public Meeting date to be held July 26, 2022.

Motion:

Approve Resolution to Advertise and Set Public Hearing Date.

Department Head/ Elected Official



Signature

AGREEMENT Attached Is Approved as to Form
Corporate Counsel Initial _____

Late Agenda Requests Require BOCC Chairman Signature:

Board of County Commissioners Record Assigned

#

178-2022

APPROVED FOR AGENDA:

Consent Regular
Board of County Commissioners Determined

**BOARD OF YAKIMA COUNTY COMMISSIONERS
RESOLUTION**

**IN THE MATTER OF THE INTENTION TO VACATE
AND ABANDON CERTAIN UNOPENED ROAD
RIGHT- OF-WAY LOCATED BETWEEN LONGMIRE
ROAD AND NORTH WENAS ROAD IN SECTION 19
OF TOWNSHIP 15 NORTH, RANGE 18 EAST W.M.
AND TO SET A DATE FOR PUBLIC
HEARING**

17 8 - 2 0 2 2

WHEREAS, the office of the Yakima County Engineer has received a petition to vacate and abandon certain road rights-of-way from the adjacent property owners of the right-of-way described below. Said rights-of-way is an unopened section of roadway that has not been accepted into the Yakima County maintained road system.

That portion of Right of Way, 40 feet in width, dedicated to Yakima County on the plat of Wenas Highland Orchard Tracts Plat "B", Unit 1, as recorded in Volume "E" of Plats, Page 24, recorded under Auditor file number 5000379, dated December 4th 1911, Records of Yakima County, Washington; **and**,

WHEREAS, said rights-of-way is described as follows:

THE 40 FOOT RIGHT-OF-WAY DEDICATED ON THE PLAT OF WENAS HIGHLAND ORCHARD TRACTS PLAT "B", UNIT 1, AS RECORDED IN VOLUME "E" OF PLATS, PAGE 24, RECORDS OF YAKIMA COUNTY, WASHINGTON. SPECIFICALLY, THE 40 FOOT RIGHT-OF-WAY BETWEEN LOTS 9 AND 10 OF SAID PLAT AND THE 40 FOOT RIGHT-OF-WAY ADJACENT ON THE SOUTH BOUNDARY LINE OF LOTS 6 AND 8 OF SAID PLAT; **and**,

WHEREAS, the procedure for vacation of Yakima County roads is governed by RCW 36.76 supplemented by Yakima County Ordinance No. 2-1971 dated February 24, 1971; **and**,

WHEREAS, in accordance with Sections 2, 3 and 7 of Ordinance No. 2-1971, there is insufficient cause for requiring compensation for the right-of-way proposed to be vacated; **now, therefore**,

BE IT HEREBY RESOLVED by the Board of County Commissioners of Yakima County, Washington that on **Tuesday, July 26, 2022 at 10:00 a.m.**, or as soon thereafter as possible, in the BOCC Basement Conference Room, Room 33B, 128 N. 2nd Street, Yakima, Washington, be and hereby is, set as the date for a public hearing to consider the intention to vacate the aforesaid portion of County road right-of-way.

BE IT FURTHER RESOLVED that the Clerk of the Board shall advertise said public hearing as prescribed by law.

**BOARD OF YAKIMA COUNTY COMMISSIONERS
RESOLUTION**

BE IT FURTHER RESOLVED by the Board that no compensation be requested for right-of-way if vacated as it was originally acquired at no cost and therefore no cause for the County Assessor to make appraisal.

BE IT FURTHER RESOLVED by the Board that the County Engineer, in accordance with RCW 36.87, shall examine and report to the Board whether or not the portion of County Road right-of-way as described should be vacated and abandoned.

DONE *JUL 05 2022*

Attest:

Julie Lawrence, Clerk of the Board *or*
Erin Franklin, Deputy Clerk of the Board

Amanda McKinney, Chair

LaDon Linde, Commissioner

Ron Anderson, Commissioner
*Constituting the Board of County Commissioners
for Yakima County, Washington*

**BOARD OF YAKIMA COUNTY COMMISSIONERS
NOTICE OF PUBLIC HEARING**

NOTICE IS HEREBY GIVEN by the Board of Yakima County Commissioners that pursuant to Resolution No. 178-2022, the Board of County Commissioners of Yakima County, Washington will consider vacating and abandoning certain road rights-of-way of an unopened section of road dedicated to Yakima County on the plat of Wenas Highland Orchard Tracts Plat "B", Unit 1, as recorded in Volume "E" of Plats, Page 24, recorded under Auditor file number 5000379, dated December 4th 1911, Records of Yakima County, Washington. Specifically, the 40-foot right-of-way between lots 9 and 10 of said plat and the 40-foot right-of-way adjacent on the south boundary line of lots 6 and 8 of said plat.

Said public hearing will be on **Tuesday, July 26, 2022 at 10:00 a.m.**, or as soon thereafter as possible, in the BOCC Basement Conference Room, Room 33B, 128 N. 2nd Street, Yakima, Washington, be and hereby is, set as the time and date for a public hearing to consider the intention to vacate the aforesaid portion of County road right-of-way.

If you are a person with a disability who needs any accommodation in order to participate in this program, hearing or service, you may be entitled to receive certain assistance at no cost to you. Please contact the ADA Coordinator at Yakima County no later than five (5) working days prior to the date service is needed.

Yakima County ADA Coordinator
128 N. 2nd Street, Room B27
Yakima, WA 98901
(509) 574-2210
7-1-1 or 1-800-833-6384 (Washington Relay Services for deaf and hard of hearing)

DONE this 5th day of July 2022.

ATTEST: _____
Julie Lawrence, Clerk of the Board *or*
Erin Franklin, Deputy Clerk of the Board

PUBLISH: Yakima Herald Republic – July 8th, 2022

Bill to: Account No. 10830, Yakima County Auditor #14
Yakima County Public Services Department
128 North 2nd Street, 4th Floor, Yakima, Washington 98901