

**CITY OF WEST RICHLAND  
RESOLUTION NO. 35-20**

**A RESOLUTION OF THE CITY OF WEST RICHLAND, WASHINGTON,  
VACATING A PORTION OF A 30' IN WIDTH PUBLIC UTILITY EASEMENT  
ON PARCEL NUMBER 1-0698-302-0201-000, LOCATED IN WEST  
RICHLAND, WASHINGTON.**

**WHEREAS**, An application was submitted for a utility easement vacation for a public utility easement on Parcel Number 1-0698-302-0201-000, assigned File Number EV 2019-16; and

**WHEREAS**, the retention of the easement no longer serves any useful public purpose; and

**WHEREAS**, it appears that the vacation of the easement would not unduly jeopardize the health, safety, welfare or public good; and

**WHEREAS**, the RCW 35.94.040 states that a legislative authority may cause for lands, property, or equipment originally acquired for public utility purposes that is found to be surplus to the city's needs and is not required for providing continued public utility service may be conveyed; and

**WHEREAS**, the RCW 35.94.040 and WRMC 12.60.020(F) further states that the legislative authority must take such action via resolution following a public hearing; and

**WHEREAS**, pursuant to Resolution 28-20 passed by the City Council on June 16, 2020, setting forth the City's intention to consider approving a public utility easement vacation request for a portion of a 10' utility easement, a public hearing was held before the City Council of the City of West Richland on July 7, 2020, and

**WHEREAS**, following the public hearing on July 7, 2020, the City Council voted to approve the utility vacation application; and

**WHEREAS**, all other steps and proceedings required by law to vacate a public utility easement have been duly taken and performed;

**NOW, THEREFORE, THE CITY COUNCIL FOR THE CITY OF WEST RICHLAND, WASHINGTON, does hereby resolve as follows:**

**Section 1.** The portion of a 30' in width utility easement per Plat of Section 6 of Willamette Heights, as set forth in exhibit A, is vacated.

**BE IT FURTHER RESOLVED** that a copy of this passed and signed resolution, provided to the applicant by the City, must be recorded at the Benton County Auditor's Office by the applicant and a copy of the recording returned to the City within 30 days of the Council's actions, or the easement vacation becomes null and void.

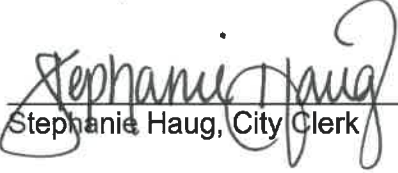
**PASSED BY THE CITY COUNCIL OF THE CITY OF WEST RICHLAND, WASHINGTON, this 7 day of July, 2020.**



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Brent Gerry, Mayor

ATTEST:



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Stephanie Haug, City Clerk

APPROVED AS TO FORM:



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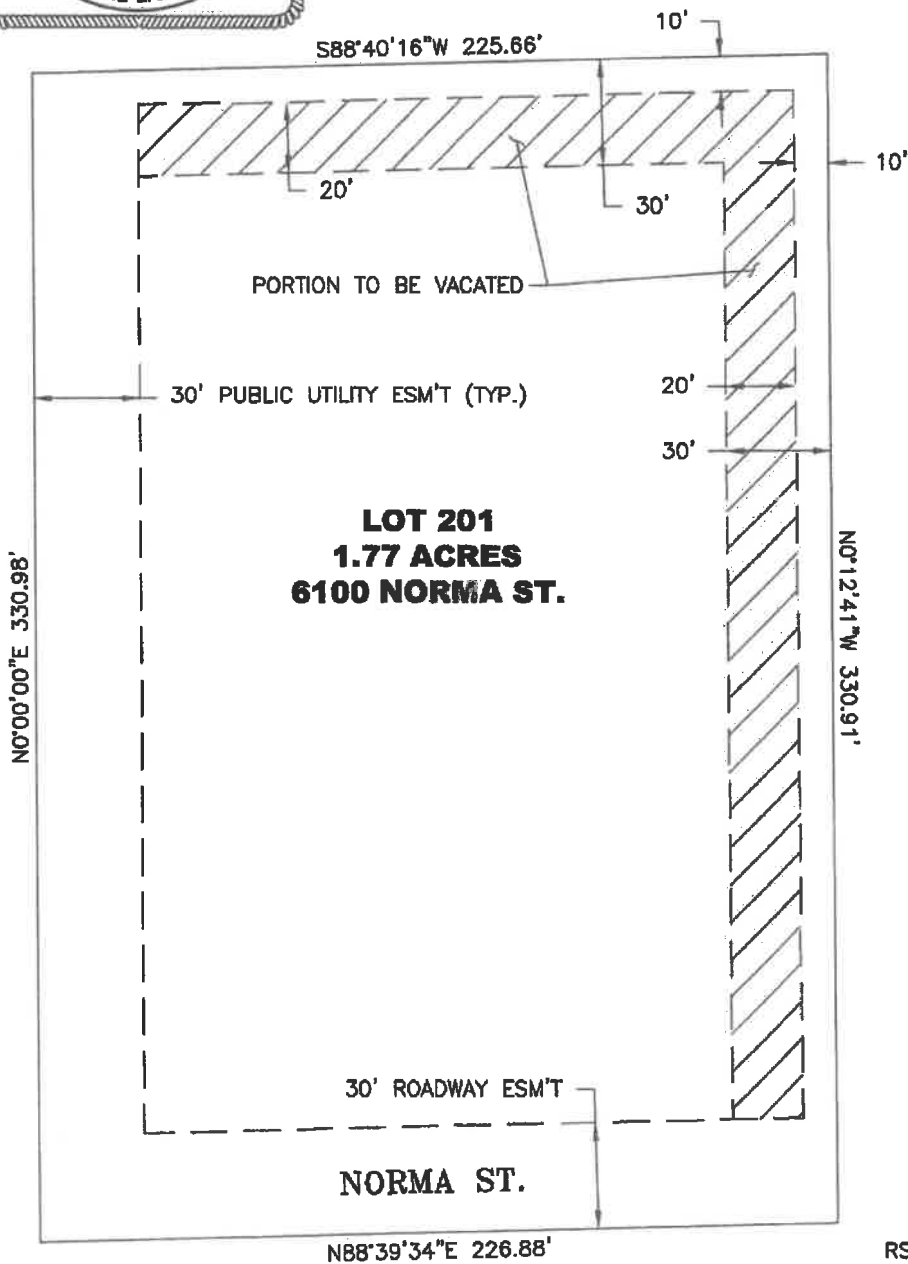
Bronson Brown, City Attorney

# EXHIBIT A



3-26-20

**EXHIBIT MAP**  
GREGORY FULLER  
PTN SW1/4 S8 T9N R28E W.M.  
CITY OF W. RICHLAND, BENTON COUNTY, WASHINGTON



**RSI**

RSI: 10320.DWG  
REV 1

# EXHIBIT A

**LEGAL DESCRIPTION  
FULLER EASEMENT VACATION  
(Parcel No 1-0698-302-0201-000)**

THE SOUTH 20.00 FEET OF THE NORTH 30.00 FEET OF LOT 201, SECTION 6, TOWNSHIP 9 NORTH, RANGE 28 EAST, WILLAMETTE MERIDIAN, BENTON COUNTY, WASHINGTON, LYING EASTERLY OF THE EAST LINE OF THE WEST 30.00 FEET OF SAID LOT 201 AND LYING WESTERLY OF THE WEST LINE OF THE EAST 10.00 FEET OF SAID LOT 201.

TOGETHER WITH THE WEST 20.00 FEET OF THE EAST 30.00 FEET OF LOT 201, SECTION 6, TOWNSHIP 9 NORTH, RANGE 28 EAST, WILLAMETTE MERIDIAN, BENTON COUNTY, WASHINGTON, LYING SOUTHERLY OF THE SOUTH LINE OF THE NORTH 10.00 FEET OF SAID LOT 201 AND LYING NORTHERLY OF THE NORTH LINE OF THE SOUTH 30.00 FEET OF SAID LOT 201.



3-26-2020