

When Recorded Return To:  
City of West Richland  
3100 Belmont Blvd.  
West Richland, WA 99353

**CITY OF WEST RICHLAND  
RESOLUTION NO. 47-20**

**A RESOLUTION OF THE CITY OF WEST RICHLAND, WASHINGTON,  
VACATING A 30' IN WIDTH PUBLIC UTILITY EASEMENT LOCATED IN  
WEST RICHLAND, WASHINGTON.**

**BENTON COUNTY PARCEL # 1-0698-202-0079-000**

**WHEREAS**, an application was submitted for a utility easement vacation for a public utility easement, dedicated with AFN 354587, on Parcel Number **1-0698-202-0079-000**, and is assigned File Number EV 2020-06; 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 further state that the legislative authority must take such action via resolution following a public hearing; and

**WHEREAS**, pursuant to Resolution 38-20 passed by the City Council on July 21, 2020, setting forth the City's intention to consider approving a public utility easement vacation request for a portion of the 30' utility easement, a public hearing was held before the City Council of the City of West Richland on August 18, 2020, and

**WHEREAS**, following the public hearing on August 18, 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.** A portion of the 30' in width utility easement established in the Plat of Section 6 of Willamette Heights (AFN 354587), 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.

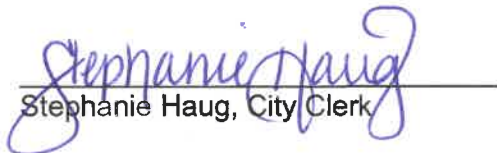
**PASSED BY THE CITY COUNCIL OF THE CITY OF WEST RICHLAND, WASHINGTON**, this 18th day of August, 2020.



\_\_\_\_\_

Brent Gerry, Mayor

ATTEST:



\_\_\_\_\_

Stephanie Haug, City Clerk

APPROVED TO FORM:



\_\_\_\_\_

Bronson Brown, City Attorney



THE WEST 20.00 FEET OF THE EAST 30.00 FEET, THE NORTH 20.00 FEET OF THE SOUTH 30.00 FEET AND EAST 20.00 FEET OF THE WEST 30.00 FEET OF LOT 79, WILLAMETTE HEIGHTS, ACCORDING TO THE PLAT THEREOF RECORDED IN VOLUME 5 OF PLATS, PAGE 52, RECORDS OF BENTON COUNTY, WASHINGTON.



6/21/2020