

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

**CITY OF WEST RICHLAND  
RESOLUTION NO. 62-20**

**A RESOLUTION OF THE CITY OF WEST RICHLAND, WASHINGTON,  
VACATING A PORTION OF THE 33' IN WIDTH PUBLIC UTILITY  
EASEMENT LOCATED ON PARCEL NUMBER 1-0898-201-3526-008 IN  
WEST RICHLAND, WASHINGTON.**

**BENTON COUNTY PARCEL # 1-0898-201-3526-008**

**WHEREAS**, an application was submitted for a partial utility easement vacation for a 33' in with public utility easement, dedicated with City of West Richland Ordinance 10-20, on Parcel Number 1-0898-201-3526-008 and is assigned File Number EV 2020-12; 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 49-20 passed by the City Council on September 1, 2020, setting forth the City's intention to consider approving a public utility easement vacation request for a portion of the 33' in width utility easement, a public hearing was held before the City Council of the City of West Richland on October 6, 2020, and

**WHEREAS**, following the public hearing on October 6, 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:

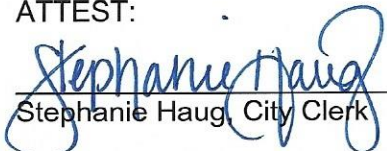
**Section 1.** A portion of the 33' in width utility easement, as set forth in exhibit A, is vacated.

**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 6th day of October, 2020.

  
\_\_\_\_\_  
Brent Gerry, Mayor

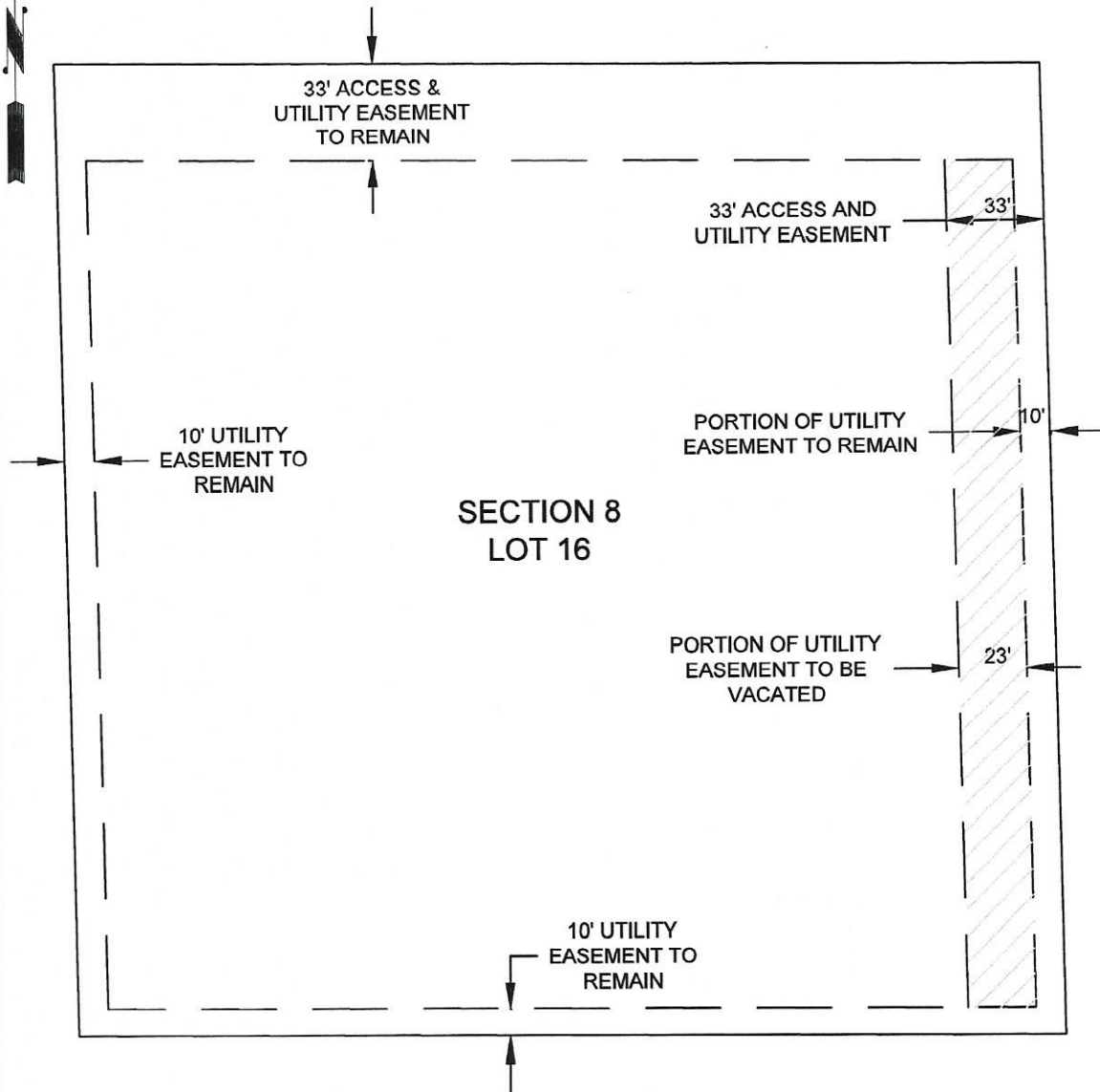
ATTEST:

  
\_\_\_\_\_  
Stephanie Haug, City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Bronson Brown, City Attorney

**EXHIBIT A**



LEGAL DESCRIPTION:  
WEST 23.00 FEET OF THE EAST 33.00 FEET UTILITY EASEMENT  
EXCLUDING THE NORTH 33.00 FEET AND THE SOUTH 10.00 FEET

**SECTION 8  
LOT 16  
UTILITY EASEMENT**

SECTION 8 LOT 16

DESIGN: JNP  
DRAWN: JNP  
CHECK: RCS



SHEET: 1  
SCALE: 1:50  
DATE: 7/31/2020  
CADFILE: Utility Map2.dwg