

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

**CITY OF WEST RICHLAND  
RESOLUTION NO. 71-20**

**A RESOLUTION OF THE CITY OF WEST RICHLAND, WASHINGTON,  
VACATING SEVERAL EASEMENTS LOCATED ON PARCEL NUMBERS 1-  
1898-101-1277-001, 1-1898-101-1278-001 and 1-1898-101-1278-004, IN  
WEST RICHLAND, WASHINGTON.**

**WHEREAS**, an application was submitted for a utility easement vacation on Short Plat #1277, Lot 1, Parcel Number 1-1898-101-1227-001; and on Short Plat #1278, Lots 1 and 4, Parcels, 1-1898-101-1278-001 and 1-1898-101-1278-004, assigned File No. EV 2020-14; and

**WHEREAS**, City staff contacted Franchise Utilities to provide notification of the application, and there was no objection to the proposed easement vacation; 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 64-20 passed by the City Council on October 20, 2020, setting forth the City's intention to consider approving several easement vacation requests on Lot 1 of Short Plat #1277 and Lots 1 and 4 of Short Plat #1278, a public hearing was held before the City Council of the City of West Richland on November 17, 2020, and

**WHEREAS**, following the public hearing on November 17, 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 easement have been duly taken and performed;

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

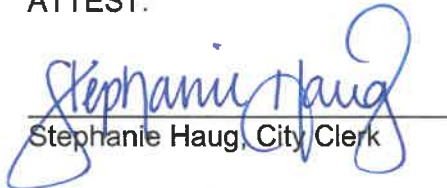
**Section 1.** The easements, which includes a power line easement; and utility and irrigation easements, as set forth in exhibit A, attached hereto, are hereby vacated.

**BE IT FURTHER RESOLVED** that a copy of this passed and signed ordinance, 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 17th day of November 2020.

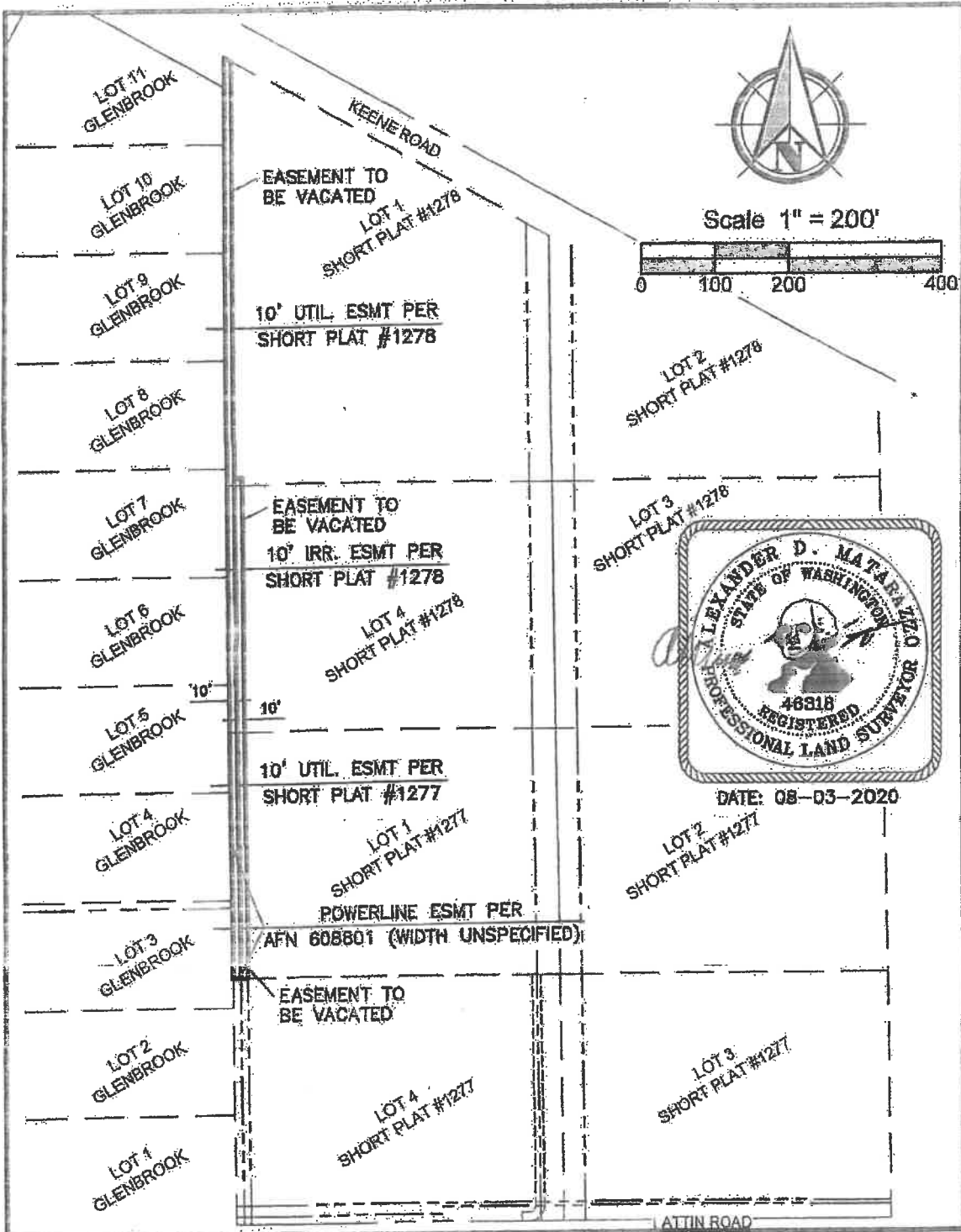
  
Brent Gerry, Mayor

ATTEST:

  
Stephanie Haug, City Clerk

APPROVED AS TO FORM:

  
Bronson Brown, City Attorney



<p><b>PBS</b> Engineering and Environmental Inc. pbsusa.com</p>	DRAWN BY: DWW	SCALE: 1" = 200'	DATE: 08/03/2020
	CHECKED BY: ADM	PROJECT NO.: 66010	SHEET 1 OF 2


**LEGAL DESCRIPTION FOR EASEMENT VACATION**

LAND LOCATED IN THE WEST HALF OF THE NORTHEAST QUARTER OF SECTION 18, TOWNSHIP 9 NORTH, RANGE 28 EAST OF THE WILLAMETTE MERIDIAN, DESCRIBED AS FOLLOWS:

THE POWER LINE EASEMENT GRANTED UNDER AUDITOR'S FILE NUMBER 608801, THE 10 FOOT UTILITY EASEMENT AND 10 FOOT IRRIGATION EASEMENT LYING ALONG THE WEST LINE OF LOT 1 OF SHORT PLAT 1277 (AUDITOR'S FILE NUMBER 868350) THE 10 FOOT UTILITY EASEMENT AND 10 FOOT IRRIGATION EASEMENT LYING ALONG THE WEST LINE OF LOTS 1 AND 4 OF SHORT PLAT 1278 (AUDITOR'S FILE NUMBER 868422), ALL RECORDS WERE PREVIOUSLY RECORDED IN BENTON COUNTY WASHINGTON.



DATE: 08-03-2020

 <b>PBS Engineering and Environmental Inc.</b> pbsusa.com	DRAWN BY: DWW	SCALE: N.T.S.	DATE: 08/03/2020
	CHECKED BY: ADM	PROJECT NO.: 66010	SHEET <u>2</u> OF <u>2</u>