

Jefferson County
Board of Commissioners
Agenda Request

To: Board of Commissioners
Mark McCauley, County Administrator

From: Monte Reinders, Public Works Director/County Engineer *MR*

Agenda Date: December 9, 2024

Subject: Resolution for final approval of vacation of portions of platted Mitchell Street and Duffy Avenue rights-of-way

Statement of Issue: The Board of County Commissioners adopted Resolution 58-1028-24R on October 28, 2024 expressing an Intent to Vacate a portion of platted Mitchell Street and Duffy Avenue rights-of-way, upon the Petitioners of the road vacation meeting certain conditions. The Board committed to adopting a resolution officially vacating the subject rights-of-way upon verification by the Public Works Department that the conditions had been met.

Analysis/Strategic Goals/Pro's & Con's: The Public Works Department can now confirm that the Petitioners have complied with all of the required conditions, including Petitioners' payment to the County for the value of the vacated rights-of-way and all other fees due.

Fiscal Impact/Cost Benefit Analysis: In accordance with JCC 12.10.120, the compensation paid by Petitioner, including \$10,500 for the value of the rights-of-way, will be deposited into the county road fund.

Recommendation: The Board is requested to sign the attached Resolution and return to Public Works for further processing.

Department Contact: Colette Kostelec, P.E., Right-of-Way Representative, 385-9218.

Reviewed By:


Mark McCauley, County Administrator

12/4/24
Date

**STATE OF
WASHINGTON COUNTY
OF JEFFERSON**

**In the Matter of Jefferson County's
Final Approval of Vacation of a Portion of
Platted Mitchell Street and Duffy Avenue
Rights-of-Way**

RESOLUTION NO.

WHEREAS, Jefferson County Code Title [12](#) *Public Ways and Places* governs county rights-of-way, including Chapter [12.10](#) *JCC Road Vacations*; and

WHEREAS, Chapter [36.87](#) *RCW Roads and Bridges–Vacation* governs vacation of county roads, including compensation to a county for such road vacations; and

WHEREAS, the Jefferson County Board of County Commissioners adopted Resolution 58-1028-24R on October 28, 2024 expressing an Intent to Vacate a portion of platted Mitchell Street and Duffy Avenue rights-of-way subject to the Petitioners who requested the road vacation meeting certain conditions within one year of the date of that resolution; and

WHEREAS, the Department of Public Works has now confirmed that Petitioners Robert Zimmermann and Elizabeth Orling have met all of the required conditions, including payment of compensation for the rights-of-way to be vacated, and that the Public Works Department is prepared to record, at Petitioners' expense, this resolution of final approval of the road vacation;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF JEFFERSON COUNTY, STATE OF WASHINGTON:

Section 1. Whereas Clauses are Findings of Fact. The Jefferson County Board of Commissioners hereby adopts the above "Whereas" clauses as Findings of Fact.

Section 2. Purpose. Pursuant to Chapter [36.87](#) RCW and Chapter [12.10](#) JCC, the Board adopts this Resolution officially granting the petition and vacating and abandoning the following rights-of-way:

Those portions of Mitchell Street and Duffy Avenue rights-of-way, as per the plat of Goodfellow Manhattan Beach Tracts recorded in Volume 2 of Plats Page 122 records of Jefferson County, which are located northwest of Thorndyke Road (County Road No. 418708) in the northwest quarter of the northwest quarter of Section 20, Township 27 North, Range 1 East, W.M., Jefferson County Washington.

Section 3. Severability. If any section, subsection, sentence, clause, phrase or section of this Resolution or its application to any person or circumstance is held invalid, the remainder of this Resolution or its application to other persons or circumstances shall be fully valid and shall not be affected.

Section 4. SEPA Categorical Exemption. This Resolution approving the vacation of the subject rights-of-way is categorically exempt from the State Environmental Policy Act under WAC [197-11-800\(2\)\(i\)](#).

Section 5. Effective Date. This Resolution shall be recorded with the Jefferson County Auditor and shall take effect and be in full force on the date this Resolution is so recorded.

ADOPTED and APPROVED this _____ day of December, 2024.

SEAL:

JEFFERSON COUNTY BOARD OF
COUNTY COMMISSIONERS

Kate Dean, Chair

Greg Brotherton, Member

Heidi Eisenhour, Member

ATTEST:

APPROVED AS TO FORM:

Carolyn Gallaway, CMC Date

Philip C. Hunsucker, Date
Chief Civil Deputy Prosecuting Attorney