



Whatcom County

COUNTY COURTHOUSE
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Agenda Bill Report

File Number: AB2023-558

File ID:	AB2023-558	Version:	1	Status:	Approved
File Created:	08/25/2023	Entered by:	AHester@co.whatcom.wa.us		
Department:	Public Works Department	File Type:	Resolution		
Assigned to:	Council Public Works & Health Committee			Final Action:	09/12/2023
Agenda Date:	09/12/2023			Enactment #:	RES 2023-022
Related Files:					

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TITLE FOR AGENDA ITEM:

Resolution in the matter of considering vacating a portion of Camp 2 Road

SUMMARY STATEMENT OR LEGAL NOTICE LANGUAGE:

The attached resolution in the matter of considering vacating a portion of Camp 2 Road is submitted per RCW 36.87 and WCC 12-20. Adoption of this resolution will trigger the County Engineer to report on the proposed vacation at a future Council meeting. Once the County Engineer's report is submitted, the road vacation will be considered by Council under a separate resolution and a public hearing will need to be scheduled

HISTORY OF LEGISLATIVE FILE

Date:	Acting Body:	Action:	Sent To:
09/12/2023	Council Public Works & Health Committee	RECOMMENDED FOR APPROVAL Aye: 3 Frazey, Galloway, and Kershner Nay: 0	
09/12/2023	Council	APPROVED Aye: 7 Buchanan, Byrd, Donovan, Elenbaas, Frazey, Galloway, and Kershner Nay: 0	

Attachments: Memo, Proposed Resolution, Vacation Petition Sketch, Aerial Map, Road Vacation Petition

SPONSORED BY: _____

PROPOSED BY: Public Works

INTRODUCTION DATE: _____

RESOLUTION NO. 2023 - 022

IN THE MATTER OF CONSIDERING VACATING A PORTION OF CAMP 2 ROAD

WHEREAS, on June 27, 2023; Karen Atkinson, et. al. submitted a petition for the vacation of a portion of Camp 2 Road lying within the unincorporated area of Whatcom County, accompanied by the penal sum of \$790.00, and,

WHEREAS, as described in RCW 36.87.010, when a county road or any part thereof is considered useless the Whatcom County Council may declare its intention to formally consider vacation, by resolution.

WHEREAS, without pre-judging the result of its future consideration of this matter, the Whatcom County Council has received sufficient information to warrant consideration of vacation of the right-of-way identified in the above-referenced petition and described more fully below;

NOW, THEREFORE, BE IT RESOLVED that it is the intention of the Whatcom County Council to consider vacation of the following described right of way:

All that certain portion of County Road Number 281, Camp 2 Road, lying in front of and adjoining Lot 36 and 37 Block 1, "Plat of Cain's Lake" according to the plat thereof, recorded in Volume 7 of Plats Pages 61 and 62, records of Whatcom County, Washington. Excepting therefrom: The Southwesterly 5 feet of said Lot 37, Block 1 as measured by a line drawn 5 feet Northeasterly from and parallel to the Southwesterly line of said Lot 37, Block 1. Being more particularly described as follows:

Beginning at the Southeasterly corner of said Lot 36 Block 1; thence along the Southeasterly line of said Lot 36 and the Northwesterly right-of-way line of said County Road 281, Camp 2 Road. South 46°25'00" West for a distance of 20.64 feet; thence continuing along said right-of-way line South 28°22'00" West for a distance of 48.40 feet; to the Southwesterly corner of said Lot 36 and the Northeasterly corner of said Lot 37; thence continuing along said Northwesterly right-of-way line and Southeasterly line of said Lot 37 South 28°22'00" West for a distance of 7.07 feet; thence continuing along said Northwesterly right-of-way line South 06°50'00" West for a distance of 78.21 feet to a point of intersection with said right-of-way line and a line being 5 feet Northeasterly from and parallel to the Southwesterly line of said Lot 37; thence extending said parallel line South 31°54'00" East for a distance of 34.41 feet; thence North 10°48'20" East for a distance of 172.97 feet to the Point of Beginning.

Containing 3,505.95 square feet. All in Whatcom County, Washington.

Subject to and/or together with all easements, covenants, restrictions and/or agreements of record or otherwise, and further subject to Whatcom County retaining an easement in respect to the portion of right-of-way proposed for vacation, for the construction, repair, and maintenance of any and all public utilities and services now located on or in the portion that may be vacated.

AND BE IT FURTHER RESOLVED that the County Engineer investigate and report to the County Council on the matter of the proposed vacation so that the Council may set a public hearing on the matter.

APPROVED this 12th day of September, 2023

ATTEST:


Dana Brown-Davis, County Clerk

APPROVED AS TO FORM:


Christopher Quinn

Civil Deputy Prosecutor

(approved electronically 8/28/2023)

WHATCOM COUNTY COUNCIL
WHATCOM COUNTY, WASHINGTON


Barry Buchanan, Council Chair