

RESOLUTION NO. 1003

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LYNDEN TO HOLD
A PUBLIC HEARING ON A POTENTIAL VACATION OF THE CURRENT
PUBLIC RIGHT-OF-WAY SOUTH OF TERRACE DRIVE IN LYNDEN.

WHEREAS, the City of Lynden is considering the vacation of the right-of-way, south of Terrace Drive in Lynden and is described as follows:

A PORTION OF RIGHT-OF-WAY WITHIN THE PLAT OF MOUNTAIN VIEW TERRACE, AN ADDITION TO THE CITY OF LYNDEN, WHATCOM COUNTY, WASHINGTON, ACCORDING TO THE PLAT THEREOF RECORDED IN WHATCOM COUNTY, WASHINGTON, AFN 940903, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF LOT 18 OF SAID PLAT; THENCE SOUTHERLY A DISTANCE OF 88 FEET ALONG THE EAST LINE OF SAID LOT 18 TO A POINT, SAID POINT ALSO BEING THE NORTHEAST CORNER OF LOT 17 OF SAID PLAT; THENCE SOUTHERLY ALONG A NON-TANGENT CURVE TO THE RIGHT AN ARC LENGTH OF 63.57 FEET, SAID CURVE ALSO BEING THE EAST LINE OF SAID LOT 17, TO THE SOUTHEAST CORNER OF SAID LOT 17; THENCE CONTINUING ALONG THE SAME SAID CURVE TO THE RIGHT AN ARC LENGTH OF 32.81 FEET ALONG THE NORTHEAST LINE OF LOT 16 OF SAID PLAT, TO THE NORTHEAST CORNER OF SAID LOT 16, SAID NORTHEAST CORNER ALSO BEING THE **TRUE POINT OF BEGINNING**. CONTINUING FROM THE **TRUE POINT OF BEGINNING**, ALONG SAME SAID RIGHT CURVE PROJECTED EASTERLY FROM SAID NORTHEAST LINE OF LOT 16 TO THE NORTHWEST CORNER OF LOT 15 OF SAID PLAT; THENCE SOUTHERLY A DISTANCE OF 113.09 FEET ALONG WEST LINE OF SAID LOT 15 TO THE SOUTHWEST CORNER OF SAID LOT 15; THENCE WESTERLY A DISTANCE OF 24 FEET TO THE SOUTHEAST CORNER OF SAID LOT 16; THENCE NORTHERLY A DISTANCE OF 113.09 FEET ALONG THE WEST LINE OF SAID LOT 16 TO THE **TRUE POINT OF BEGINNING**.

COMMONLY DESCRIBED AS: The 24-foot wide easement that runs between 135 and 136 Terrace Drive, Lynden.

WHEREAS, Chapter 35.79 RCW and LMC 17.21.070 provide the City with the authority to vacate certain rights-of-way by resolution after a public hearing, and

WHEREAS, the City of Lynden will provide notice of the public hearing as set out in Section 17.21.030 (B) of the Lynden Municipal Code, and RCW 35.79.020 for the Proposed Right-of-Way Vacation; and

WHEREAS, if fifty percent of the abutting property owners as shown on Exhibit A file written objection to the Proposed Right-of-

Way Vacation with the City Clerk, prior to the time of hearing, the City shall be prohibited from proceeding with the Proposed Right-of-Way Vacation;

NOW THEREFORE BE IT RESOLVED that the Mayor and the City Council of the City of Lynden will hold a public hearing on the Proposed Right-of-Way Vacation on July 15, 2019 at the Lynden City Council Chambers located at 205 4th Street in Lynden.

PASSED by the City Council this 17 day of June, 2019. Signed and approved by the Mayor this 18 day of June 2019.

Scott Korthuis
MAYOR

ATTEST:

Pamela D. Brown
City Clerk

APPROVED AS TO FORM:

Paul Cell
City Attorney

State of Washington
County of Whatcom

Signed by Mayor Scott Korthuis and attested by Pam Brown before me on this 18 day of June, 2019.



Pamela D. Brown
NOTARY PUBLIC, in and for the
State of Washington, residing at
Whatcom County
Appointment Expires: 9/4/2021