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AFTER RECORDING RETURN TO:

CARMICHAEL CLARK, PS
ATTENTION: ROBERT A. CARMICHAEL
P. O. BOX 5226
BELLINGHAM, WASHINGTON 98227

DOCUMENT TITLE:

Ordinance No. 1484, An Ordinance Vacating a Portion of West Park Street
Within the City of Lynden, Whatcom County Washington

REFERENCE NO. OF RELATED DOCUMENT:

GRANTOR(S):

City of Lynden

GRANTEE(S):

Public

ABBREVIATED LEGAL DESCRIPTION:

Ptn of the SW ¼ SW ¼ Sec 17 Twp 40 N Rge 3 E WM
Additional Legal Description On Page 2 Of Document.

ASSESSOR'S TAX PARCEL NUMBER(S):

400317 123084 0000 (1081 W. Park Street)
400317 147090 0000 (373 Cedar Drive)
400317 147077 0000 (390 N. Park Street)

ORDINANCE NO. 1484

AN ORDINANCE VACATING A PORTION OF WEST PARK STREET
WITHIN THE CITY OF LYNDEN, WHATCOM COUNTY, WASHINGTON

WHEREAS, the City of Lynden heretofore declared its intention to vacate a portion of West Park Street ("the vacation"); and fixed the date of the June 1, 2005 as the date for a public hearing on the vacation; and

WHEREAS, notices were duly mailed, published and posted in accordance with RCW 35.79.020; and

WHEREAS, no adjoining property owner submitted a protest to the vacation; and

WHEREAS, on June 1, 2015, the City Council of the City of Lynden did convene and hold a public hearing on the vacation and has determined to grant the same; and

WHEREAS, the current Lynden City Council has determined that future development to be served by the rights-of-way described in Section 1 and shown on Exhibit A will be limited, that the rights-of-way have no value to the City, and that the public is best served with the described rights-of-way in private ownership; and

WHEREAS, the City Council has determined that the portion of West Park Street described in Section 1 and shown on Exhibit A will not be extended, and will not serve as a connector street to other, more widely traveled streets; and

WHEREAS, the City Council has determined that the rights-of-way described in Section 1 and shown on Exhibit A are not necessary for the public, and the public is best served by the vacation.

WHEREAS, the City Council has determined that this street vacation complies with the requirements of RCW 35.79.035(1)(c);

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LYNDEN, WASHINGTON, as follows:

Section 1: That the following described portion of said West Park Street right-of-way are hereby vacated:

A PORTION OF THE SW ¼ OF THE SW ¼ OF SECTION 17, TOWNSHIP 40 NORTH, RANGE 3 EAST OF W.M. LOCATED WITHIN THE CITY OF LYNDEN, WHATCOM COUNTY WASHINGTON.

COMMONLY DESCRIBED AS: the Right-of-Way adjacent to 1081 West Park Street, 373 Cedar Drive, and 390 N. Park Street, Lynden.

Section 2: That a certified copy of this ordinance be sent to the Auditor of Whatcom County, Washington, and recorded by said Whatcom County Auditor.

Section 3: This ordinance shall be in full force and effect from and after its passage by the City Council and approval by the Mayor, otherwise as provided by law, five days after the date of its publication.

PASSED by the City Council this 16 day of November, 2015. Signed and approved by the Mayor this 16 day of November, 2015.

Gary J Bode
MAYOR
pro-tem

ATTEST:

Mike Martin
City Clerk

APPROVED AS TO FORM:

Robert C. ...
City Attorney

State of Washington
County of Whatcom

Signed by Mayor Pro Tem Gary Bode and attested by Mike Martin before me on this 17 day of November, 2015.



Pamela D. Brown
NOTARY PUBLIC, in and for the
State of Washington, residing at
Whatcom County