



# City Council Agenda Bill

# 20134

Bill Number

**Subject:** A Resolution setting the date and time for a public hearing before the Hearing Examiner for consideration of a petition to vacate certain right-of-ways within the Waterfront District.

**Summary Statement:** The Port of Bellingham has submitted a petition to vacate portions of West Ivy Street, H Street, Central Avenue, Laurel Street and West Maple Street within the Waterfront District shown and described on Attachment 1.

The City Council is required to pass a Resolution that sets a public hearing date before the Hearing Examiner. The date for this public hearing before the Hearing Examiner is October 23, 2013 in the City Council Chambers at 6:00 P.M.

**Previous Council Action:** None

**Fiscal Impact:** None

**Funding Source:**

**Attachments:** Resolution  
Attachment 1: Site map and legal descriptions

Meeting Activity	Meeting Date	Staff Recommendation	Presented By	Time
Consent Agenda	30-Sep-2013	Pass Resolution	Steven Sundin	

**Council Committee:**

**Agenda Bill Contact:**  
Steven Sundin, PCDD, 778-8359

**Committee Actions:**

Reviewed By	Initials	Date
Jeff Thomas, Director, PCDD	JT	9.24.2013
Alan Marriner, Legal Mayor	AM KL	9-24-2013 9.24.13

**Council Action:**

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION FIXING THE DATE AND TIME FOR A PUBLIC HEARING TO CONSIDER A PETITION TO VACATE CERTAIN RIGHT-OF-WAYS WITHIN THE WATERFRONT DISTRICT.**

**WHEREAS**, the Port of Bellingham has submitted a petition to vacate certain portions of the West Ivy Street, H Street, Central Avenue, Laurel Street and West Maple Street right-of-ways within the Waterfront District which are shown and described on Attachment 1; and,

**WHEREAS**, the Port of Bellingham is the sole property owner abutting the subject right-of-ways, and,

**WHEREAS**, the Port of Bellingham intends to dedicate new right-of-ways within the Waterfront District per the Draft Interlocal Agreement for Facilities within the Waterfront District; and,

**WHEREAS**, the Technical Review Committee reviewed the subject petition and found that the subject right-of-ways are not necessary to facilitate future circulation needs of the City;

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF BELLINGHAM:**

That a public hearing be held before the Hearing Examiner in the Council chambers of City Hall at 210 Lottie Street on October 23, 2013 at the hour of 6:00 P.M., or there soon after, and that any protests in writing or oral to the vacation be considered at said time and place.

**BE IT FURTHER RESOLVED** that the City Council delegates the duty of conducting the public hearing on the street vacation petition to the Hearing Examiner, who shall forward findings of fact, conclusions of law and a recommendation to the City Council for final action. The Hearing Examiner shall also make available to the Council a transcript of the hearing together with exhibits.

**BE IT FURTHER RESOLVED** that the Finance Director shall post notices of said hearing as required by law.

**PASSED** by the Council this \_\_\_\_\_ day of \_\_\_\_\_, 2013.

\_\_\_\_\_  
Council President

City of Bellingham  
City Attorney  
210 Lottie Street  
Bellingham, Washington 98225  
360-676-6903

APPROVED by me this \_\_\_\_\_ day of \_\_\_\_\_, 2013.

\_\_\_\_\_  
Mayor

ATTEST: \_\_\_\_\_  
Finance Director

APPROVED AS TO FORM:

\_\_\_\_\_  
Office of the City Attorney

City of Bellingham  
City Attorney  
210 Lottie Street  
Bellingham, Washington 98225  
360-676-6903



Permit Center
210 Lottie Street
Bellingham, WA 98225
phone: 360-778-8300
fax: 360-778-8301
www.cob.org

STREET AND/OR ALLEY VACATION PETITION
(PLEASE TYPE OR PRINT CLEARLY IN BLUE OR BLACK INK)

The undersigned, owners of property abutting on the hereinafter described streets and/or alleys sought to be vacated, hereby petition to vacate: (legal description required)

- A. Full width of W. Ivy Street btwn the northwesterly line of I Street and the northwesterly line of G Street.
B. Full width of H St. btwn the southwesterly line of Roeder Ave. and the southwesterly line of Chestnut St.
C. Full width of Central Ave. btwn the northeasterly line of Ivy Street and the southwesterly line of Ivy Street.
D. Full width of Laurel St. abutting New Whatcom tideland blocks 217 and 219.
E. All of W. Maple St. btwn the southeasterly line of D Street and the northwesterly line of C Street.

and to make such orders and to take such action as may be necessary to accomplish said vacation. Proof of ownership is attached.

Abutting Property Owner #1

Address and Legal Description of Signator's Property

New Whatcom Tideland Lots 63-74 and New Whatcom Tideland Blocks 45, 46, 95, 96, 147, 148, 158, 159, 173, 174, 182, 183, 192, 196, 217 and 219

(Proof of ownership and tax statement attached)

Signature of Property Owner

Port of Bellingham
PO Box 1677

Mailing Address of Property Owner

Bellingham, WA 98227

Printed Name of above Signature

City State Zip

Abutting Property Owner #2

Address and Legal Description of Signator's Property

(Proof of ownership and tax statement attached)

Signature of Property Owner

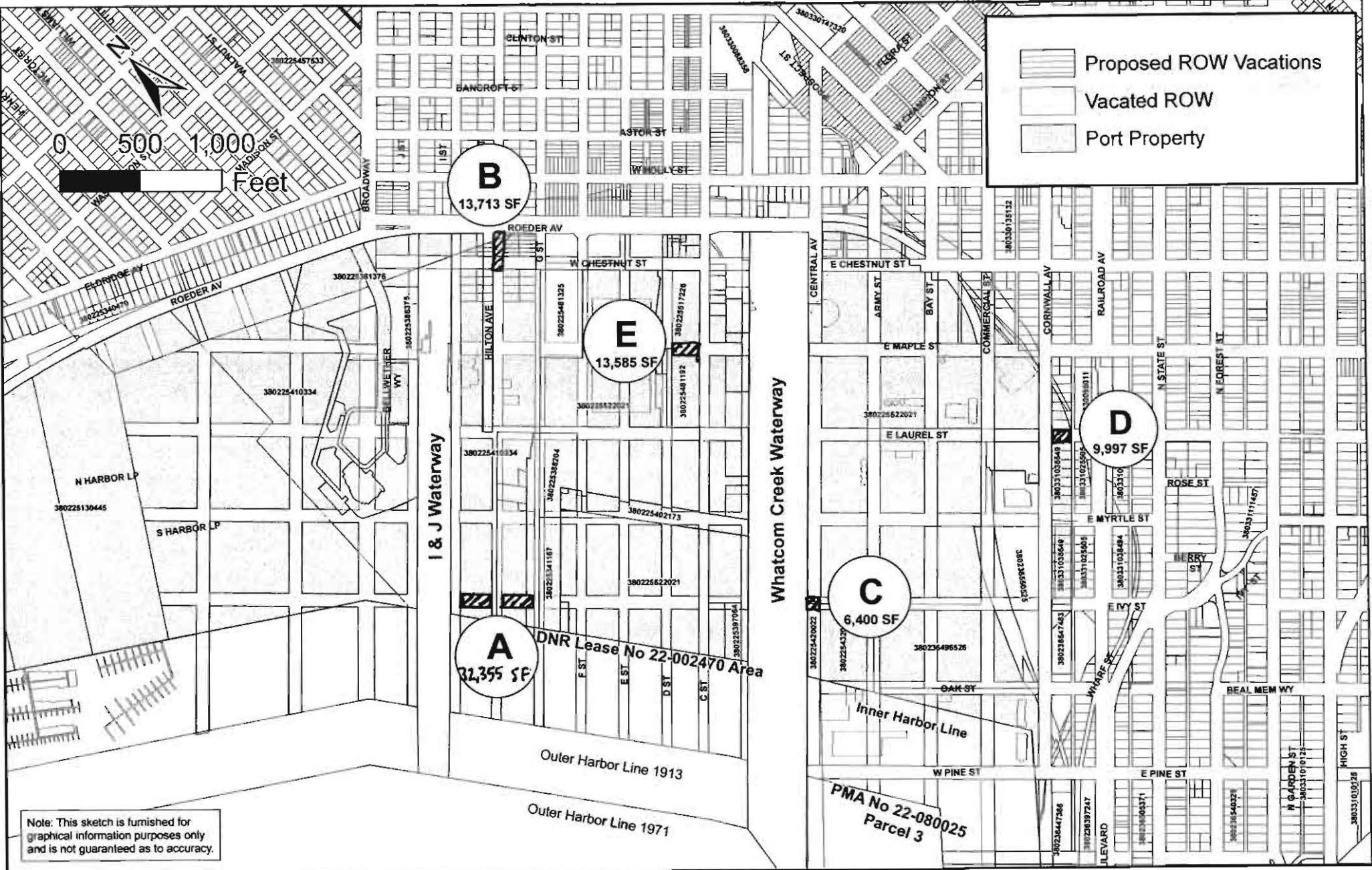
Mailing Address of Property Owner

Printed Name of above Signature

City State Zip



	Proposed ROW Vacations
	Vacated ROW
	Port Property



Note: This sketch is furnished for graphical information purposes only and is not guaranteed as to accuracy.