

AFTER RECORDING RETURN DOCUMENT TO:

City of Bellingham - Planning and Community Development  
210 Lottie Street  
Bellingham, WA 98225

↑ *Reserved for Recording Purposes Only* ↑

**DOCUMENT TITLE:** Street Vacation Ordinance

**REFERENCE NUMBER OF RELATED DOCUMENT:**

**GRANTOR (S):** Carey Bros. Construction

**ADDITIONAL GRANTORS ON PAGE OF DOCUMENT.**

**GRANTEE(S):** City of Bellingham

**ADDITIONAL GRANTEES ON PAGE OF DOCUMENT.**

**ABBREVIATED LEGAL DESCRIPTION:** Abutting Lot 6, Baker Garden Tract

**ADDITIONAL LEGAL DESCRIPTION ON** page 2 of Ordinance.

**ASSESSOR'S TAX/PARCEL NUMBER (S):** 380318 247332

**ORDINANCE NO.** 1999-11-076

**AN ORDINANCE RELATING TO THE VACATION OF THE SOUTH 268 FEET OF THE UNNAMED RIGHT OF WAY ABUTTING LOT 6, BAKER GARDEN TRACTS TO BELLINGHAM ALL SITUATED WITHIN THE CITY OF BELLINGHAM; SAID VACATION TO BE SUBJECT TO RESERVATIONS OF RIGHTS OF EASEMENTS BY THE CITY FOR ALL PUBLIC UTILITIES, INCLUSIVE OF STORMWATER MANAGEMENT, FINDING AND ADJUDGING THAT NO DAMAGE ACCRUE TO ANY PERSON OR PROPERTY BY REASON THEREOF, AND UTILITIES MOVED SHALL BE MOVED AT THE EXPENSE OF THE PETITIONER.**

**WHEREAS**, the Technical Review Committee has considered the petition of Carey Bros. LLC for the vacation of the south 268 feet of the unnamed right of way abutting Lot 6, Baker Garden Tracts to Bellingham; and

**WHEREAS**, all the jurisdictional steps preliminary to the vacation have been taken as provided by law; and

**NOW THEREFORE,**

**THE CITY OF BELLINGHAM DOES ORDAIN:**

**Section 1.** That the south 268 feet of the 15 foot wide unnamed right of way abutting Lot 6, Baker Gardens Tracts to Bellingham, as shown on Exhibit A, is hereby vacated.


**Section 2.** That the entire vacated right of way, as shown on Exhibit A, is hereby subject to reservation of rights to the City of Bellingham and all existing holders of easements, whether or not recorded, for all public and private utilities, inclusive of stormwater management and pedestrian access. Any utility to be moved shall be moved at the expense of the petitioner.

**Section 3.** That no damage will result to any person or persons or to any property by reason of the vacation of said property.

City of Bellingham  
CITY ATTORNEY  
210 Lottie Street  
Bellingham, Washington 98225  
Telephone (360)676-6903

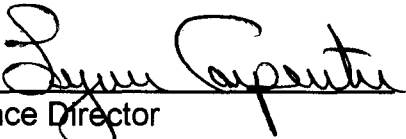
**Section 4.** That the Petitioner for the vacation of the property described in Section 1 has deposited with the City's Finance Director the sum of \$3,055.20.

**PASSED** by the Council this 15th day of November, 1999.

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

**APPROVED** by me this 19th day of November, 1999.

  
\_\_\_\_\_  
Mayor

**ATTEST:**   
Finance Director

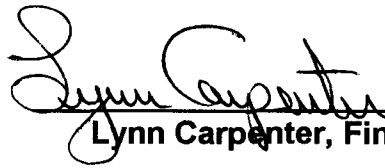
**APPROVED AS TO FORM:**

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

**Published:** 11/18/99

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210 Lottie Street  
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I, **LYNN CARPENTER**, Finance Director of the City of Bellingham, do hereby certify that the sum of \$3,055.20 as specified in Section 4 of this ordinance has been deposited in the City Treasury of the City of Bellingham.

A handwritten signature in cursive script that reads "Lynn Carpenter". The signature is written over a solid horizontal line.

**Lynn Carpenter, Finance Director**

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**PLANNING AND COMMUNITY DEVELOPMENT DEPARTMENT**

PROJECT NAME/ADDRESS Casey Street Vacation APPLICANT Casey Bros. Const.

CR 02-0096558  
 DATE 8/26/99  
 BY Pat  
 FINANCE DEPARTMENT

**PLANNING FEES**  
 AUG 26 1999

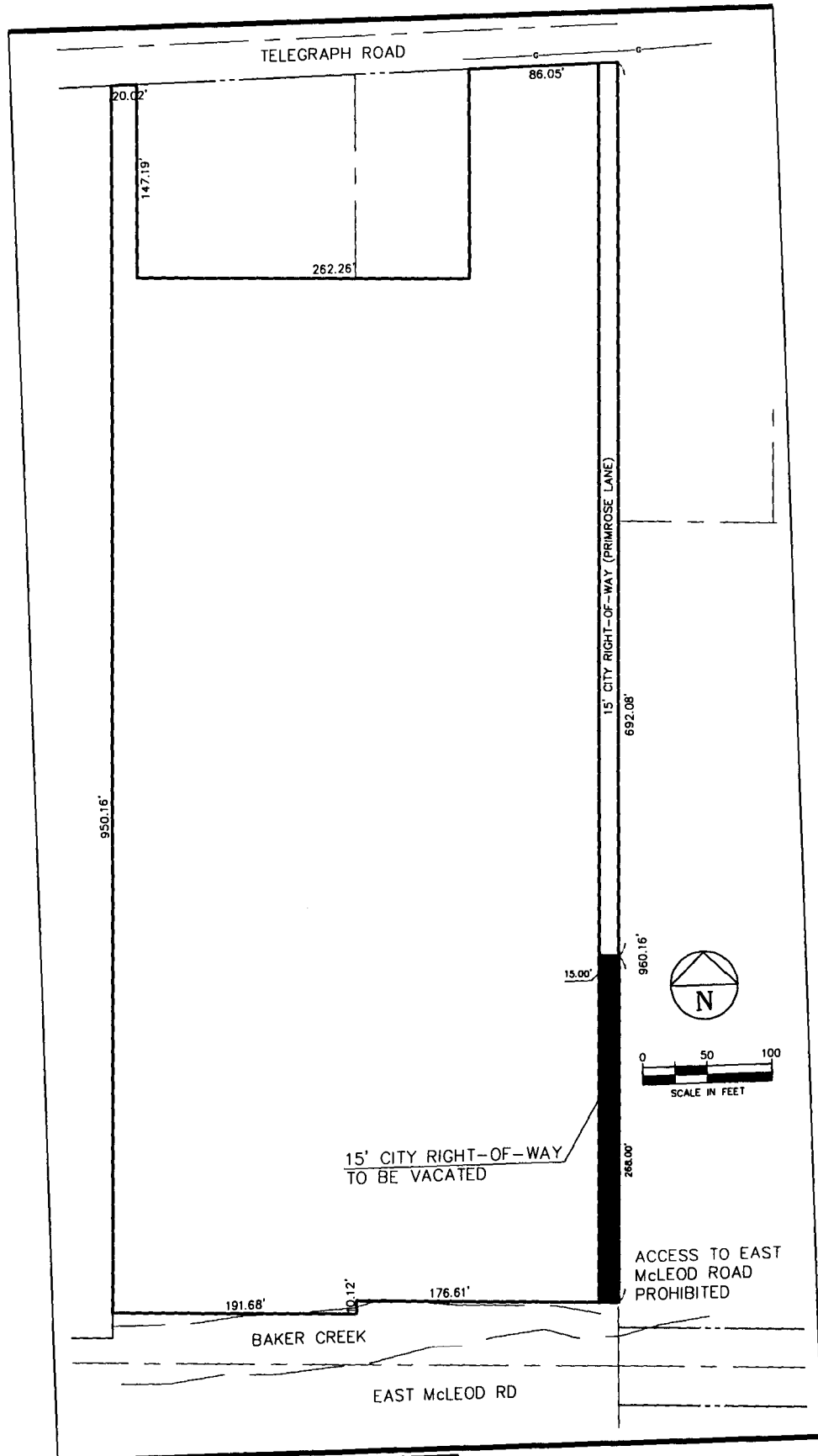
**REVIEWED**  
 BY KS  
 DATE 8-25-99  
 PLANNING & COMMUNITY DEVEL. DEPT.

FEES	RECEIPT CODE	FEE AMOUNT
FINAL PLATS	1971	
SEPA	1976	
SHORELINE	1974	
X STREET VACATIONS (STREET FUND PORTION)	1978	6092.42
(GENERAL FUND PORTION)	1972	
LANDMARK - LANDMARK DESIGNATION	1970	
LANDMARK CERTIFICATE OF ALTERATION	1970	
LANDMARK ADAPTIVE USE APPLICATION	1970	
LANDMARK SPECIAL VALUATION REVIEW FEE	1970	
ZONING- ACCESSORY DWELLING UNITS	1972	
ANNEXATION	1972	
APPEALS	1972	
BINDING SITE PLAN	1972	
COMP. PLAN AMENDMENT	1972	
CONDITIONAL USE PERMIT	1972	
DESIGN REVIEW	1972	
HOME OCCUPATION	1972	
INSTITUTIONAL MASTER PLAN	1972	
LAND USE AMENDMENT	1972	
LOT LINE ADJUSTMENT	1972	
PRELIMINARY LONG PLAT	1972	
PLANNED CONTRACT AMENDMENT	1972	
PLANNED DEVELOPMENT	1972	
SHORT PLAT	1972	
VARIANCE	1972	
WETLAND PERMIT	1972	
OTHER		
GRADING AND FILLING PERMIT	1983	
<b>TOTAL FEES DUE</b>		<b>6092.42</b>

*Man Hagen*  
*Casey Bros.*  
*Vacation*

*6092.42*  
*268' 10"*  
*to view*

Please take this form to the Finance Department and pay your fees. (Make check payable to "Finance Director".) Once the Finance Representative has validated this form, return it with the attached application to the Planning Department.



**EXHIBIT A**

DATE: 7-25-99      DRAWN: KLS  
 FILE: OBHM0121/EX010.dwg      DRAWN: KLS

DAVID EVANS  
 AND ASSOCIATES,  
 118 GRAND AVENUE, SUITE D  
 BELLINGHAM, WA 98201-4999    (360) 847-7888

**TELEGRAPH APARTMENTS  
 RIGHT-OF-WAY  
 EXHIBIT**