

SNOHOMISH COUNTY COUNCIL  
Snohomish County, Washington

NOTICE OF ENACTMENT

NOTICE IS HEREBY GIVEN, that on December 6, 2023, the Snohomish County Council approved Ordinance No. 23-129.

**Background:** Petitioners Brian Nichols and Jayne Miller submitted Vacation Petition Request # 23 101648 RWE to vacate a portion of unopened County road right-of-way, 152<sup>nd</sup> Street SE, located in the NW ¼ of Section 1 Township 27 Range 7 East, W. M. The County Engineer's Report recommends vacation provided the Petitioners pay for the costs and expenses associated with the vacation and compensate the County for the value of the right-of-way to be vacated as authorized by chapter 36.87 RCW chapter 13.100 SCC.

A summary of the ordinance is as follows:

ORDINANCE NO. 23-129

AN ORDINANCE VACATING A PORTION OF 152<sup>ND</sup> STREET SE  
A SNOHOMISH COUNTY ROAD RIGHT-OF-WAY

Section 1. Adopts ordinance recitals as findings.

Section 2. Finding the portion of unopened road right-of-way is useless for County road purposes and the public will benefit by its vacation.

Section 3. States that the unopened road right-of-way described and depicted in Exhibit A to this ordinance is vacated upon satisfaction of the terms and conditions contained in the ordinance.

Section 4. Conditioning the vacation upon the Petitioners payment of the itemized costs and expenses under SCC 13.100.070 within one year of the adoption of this ordinance.

Section 5. Conditioning the vacation upon the Petitioners paying compensation in the amount of fifty percent of the appraised value of the Class B right-of-way to be vacated under SCC 13.100.080 within one year of the adoption of the ordinance.

Section 6. States that the ordinance shall be recorded and effective upon confirmation that the Petitioners made the required payments and if Petitioners fail to make necessary payments within one year of the adoption of the ordinance it will become void and have no further force or effect.

**For More Information:** Copies of the ordinance and related documents are available upon request by calling the Council Office at (425) 388-3494, 1(800) 562-4367 x3494,

TDD 1(800) 877-8339, or by e-mailing [Contact.Council@snoco.org](mailto:Contact.Council@snoco.org). The ordinance is also available on the Council's website at <https://snohomish.legistar.com/Default.aspx> (File #2023-1249).

Dated this 11<sup>th</sup> day of December, 2023.



Deputy Clerk of the Council

Publish: December 13, 2023

SUBMIT AFFIDAVIT TO: County Council  
SUBMIT INVOICE TO: Public Works - 107024

# Everett Daily Herald

## Affidavit of Publication

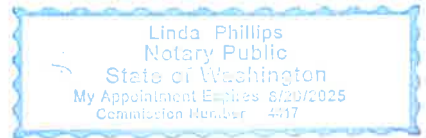
State of Washington }

County of Snohomish } ss

Michael Gates being first duly sworn, upon oath deposes and says: that he/she is the legal representative of the Everett Daily Herald a daily newspaper. The said newspaper is a legal newspaper by order of the superior court in the county in which it is published and is now and has been for more than six months prior to the date of the first publication of the Notice hereinafter referred to, published in the English language continually as a daily newspaper in Snohomish County, Washington and is and always has been printed in whole or part in the Everett Daily Herald and is of general circulation in said County, and is a legal newspaper, in accordance with the Chapter 99 of the Laws of 1921, as amended by Chapter 213, Laws of 1941, and approved as a legal newspaper by order of the Superior Court of Snohomish County, State of Washington, by order dated June 16, 1941, and that the annexed is a true copy of EDH988735 ORDINANCE 23-129 as it was published in the regular and entire issue of said paper and not as a supplement form thereof for a period of 1 issue(s), such publication commencing on 12/13/2023 and ending on 12/13/2023 and that said newspaper was regularly distributed to its subscribers during all of said period.

The amount of the fee for such publication is \$77.50.

*[Handwritten signature]*



Subscribed and sworn before me on this 18<sup>th</sup> day of December, 2023.

*[Handwritten signature of Linda Phillips]*

Notary Public in and for the State of Washington.

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Section 2. Finding the portion of unopened road right-of-way is useless for County road purposes and the public will benefit by its vacation.

Section 3. States that the unopened road right-of-way described and depicted in Exhibit A to this ordinance is vacated upon satisfaction of the terms and conditions contained in the ordinance.

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<https://snohomish.legistar.com/Default.aspx> (File #2023-1249).

Dated this 11th day of December, 2023.

/s/ Elena Lao, CMC

Deputy Clerk of the Council

107024

Published: December 13, 2023.

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