



Snohomish County Council

Committee: Committee of the Whole

Analyst: Deb Evison Bell

ECAF: 2022-0618

Proposal: Motion 22-265

Date: June 13, 2022

Consideration:

Motion authorizing the prosecuting attorney to commence condemnation proceedings necessary for certain road improvements to 43rd Ave SE (SR524 to Sunset Rd at 180th St SE) RC 1592/UPI 16-0040; Parcel 054, under RCW 36.85.

Background:

The project involves improving 43rd Ave SE (Sunset Rd at 180th St SE through SR 524 (Maltby Rd)) to arterial road standards. The project includes adding bike lanes, sidewalks, shoulders, and drainage facilities. New single-lane roundabouts will be constructed at the intersection of 43rd Ave at SR 524 and at the intersection of 43rd Ave at 196th St SE. A new traffic signal with turn pockets will also be constructed at the intersection of Sunset Rd at 180th St SE. County Council previously approved the right-of way plan in October 2019 and the funding for 43rd Ave SE (SR 524 through Sunset Road at 180th St SE) road improvement project.

The County needs to acquire additional right-of-way, including a temporary construction easement (as described in Exhibits "D" through Exhibit "G" of the proposed motion) of a parcel of real property (Tax Parcel No. 27051600402500) which is in accordance with the Council approved Right-of-Way Plan on file with the Snohomish County Department of Public Works and consistent with the project prospectus as approved by the Washington State Department of Transportation. The County and the owners are unable to agree upon compensation.

Current Proposal:

Scope: The proposed motion would authorize and direct the prosecuting attorney of Snohomish County to commence condemnation proceedings¹ and make all litigation decisions including settlement for the real property of interest.

Fiscal Implications: This project is included in the 2022-2027 Transportation Improvement Plan (TIP) and the adopted 2022 Annual Construction Program (ACP) as Item E.59.

2022 Budget: Contingent on condemnation proceedings.

Handling: NA

Approved-as-to-form: N/A as the set standard is prepared by licensed professionals.

Risk Management: N/A as the set standard is prepared by licensed professionals.

Executive Recommendation: APPROVE

Requests: Council to set time and day for Public Hearing.

¹ [Chapter 36.85 RCW: ROADS AND BRIDGES—RIGHTS-OF-WAY](#)