



CITY OF
BAINBRIDGE ISLAND

City Council Regular Business Meeting Agenda Bill

MEETING DATE: April 26, 2022

ESTIMATED TIME: 5 Minutes

AGENDA ITEM: Consider Resolution No. 2022-18 to Set a Public Hearing Date to Consider Vacation of Portions of Ward Avenue NE and NE Ewing Street - Public Works,

SUMMARY: On March 14, 2022, the City received a petition to vacate portions of Ward Avenue NE and NE Ewing Street from property owners of record, Varily Isaacs and Tracey Artiss. Resolution No. 2022-18 sets a public hearing date of June 14, 2022, related to the proposed road vacation and rededication.

AGENDA CATEGORY: Resolution

PROPOSED BY: Public Works

RECOMMENDED MOTION: Approve Resolution No. 2022-18 setting a public hearing date of June 14, 2022, related to a road vacation of portions of Ward Avenue NE and NE Ewing Street.

STRATEGIC PRIORITY:

FISCAL IMPACT:

Amount:	N/A
Ongoing Cost:	
One-Time Cost:	N/A
Included in Current Budget?	No

BACKGROUND: This item was originally approved by City Council at their April 12, 2022 meeting. Due to limitations related to the City's ability to meet the public notice requirements for the original hearing date of May 24, 2022, Resolution No. 2022-18 proposes to reschedule the public hearing to June 14, 2022.

A petition to vacate portions of Ward Avenue NE and NE Ewing Street was received by the City on March 14, 2022 from petitioners Varily Isaacs and Tracey Artiss. As required by state law, the Public Works Department processed the petition and certifies it to be sufficient.

The purpose of this proposed road vacation is to correct the misalignment of Ward Avenue NE due to significant segments of the existing physical roadway are located outside of the platted right-of-way (see green highlights abutting Ward Avenue NE), as well as significant segments of private property are located inside the platted right-of-way (see blue highlights). See also attached Exhibit A to Resolution No. 2022-18.

To correct the roadway misalignment, this proposal includes the blue highlighted area (private) abutting Ward Avenue NE to be swapped with the proposed green highlighted area (public) abutting NE Ewing Street.

The Director of Public Works has accepted the appraisal prepared by George A. Brooks on July 7, 2021. Pursuant to BIMC 12.34.130, the proposed road vacation abutting Ward Avenue NE is associated with a land use action required by the City as a condition to the permit approval; therefore, the owners of the property abutting 5705 Ward Avenue shall not be required to pay compensation for the area to be vacated abutting Ward Avenue NE. The associated land use action is a deck addition and front porch overhang (BLD 23811). The proposed road vacation abutting NE Ewing Street is not associated with a land use action; however, is associated with the proposed swap to correct the misalignment of the roadway. Since this proposal includes a swap and associated land use action, no additional compensation will be needed prior to the final reading of the proposed road vacation ordinance.

The next required step is to schedule a public hearing. Pursuant to BIMC 12.34.060, the City Council, within 30 days of receipt of the petition, shall by resolution, fix the time and place for a public hearing which time shall not be more than 60 days nor less than 20 days of the adoption of the resolution; therefore, the public hearing date will be June 14, 2022.

Public notices will be mailed and/or posted at least twenty (20) days prior to the public hearing date. Public Works has prepared a staff report which includes comments received to date from outside agencies, utilities, and City departments.

ATTACHMENTS:

[Resolution No. 2022-18 Setting Public Hearing for Ward Ave NE NE Ewing Road Vacation.docx](#)

[Resolution No. 2022-18 EXHIBIT A.docx](#)

[Ward Ave NE NE Ewing Road Vacation Staff Report.docx](#)

[Ward Ave NE NE Ewing Comments.pdf](#)

FISCAL DETAILS: N/A

Fund Name(s):

Coding: N/A