

ORDINANCE NO. 255-21
Reaffirming Vacation of Ewing Alleyway
April 21st, 2014

AN ORDINANCE OF THE TOWN OF FARMINGTON, WASHINGTON, reaffirming ordinance 228-14, which vacated the 20 foot alley now existing between Lots 3-4 & 5-6, Block 23, of Truax Addition, Town of Farmington.

WHEREAS, John Ewing and Noreen Ewing, as the owners of Lots 3-4, & 5-6, Block 23, Truax Addition, Town of Farmington, have petitioned the Town Council to vacate the alley now existing between Lots 3-4, & 5-6, Block 23, Truax Addition, Town of Farmington; and,

WHEREAS, the Town Council by resolution fixed a date and time for a hearing on the petition; and,

WHEREAS, after notice duly given as required by law, a public hearing was held on the petition, commencing at 6:00 p.m. on April 21, 2014; and,

WHEREAS, on April 21st 2014, the Town Council of the Town of Farmington passed ordinance NO. 228-14 vacating the above 20 foot alley at their regular scheduled council meeting; and,

WHEREAS, on April 24th, 2014 ordinance NO. 228-14 was published in the Whitman County Gazette in accordance with RCW 35.27.300; and,

WHEREAS, ordinance NO. 228-14 was never recorded with the Whitman County Auditor, and the public record reflects that the alley is still a Town right of way; and,

WHEREAS, the original ordinance NO. 228-14 cannot be found; and,

WHEREAS, the Town Council desires to reaffirm ordinance NO. 228-14 and have this ordinance recorded in order to correct the public record, and the Town Council being fully advised in the premises, now, therefore.

BE IT ORDAINED by the Council of the Town of Farmington as follows:

Section 1. Those portions of the alley running between Lots 3-4 & 5-6, Block 23, of Truax Addition, Town of Farmington, Whitman County, Washington, are vacated,

reserving unto the Town of Farmington a perpetual, non-exclusive easement over, across, and under the alley for utilities.

Section 2. Upon receipt by the Town Clerk from the owners of Lots 3-4 & 5-6, Block 23, of Truax Addition, Town of Farmington of the cash sum of \$1,000.00, together with such sums as may be necessary for payment of the real estate excise tax statement processing fee and recording costs, the Town Clerk shall forthwith cause a certified copy of this ordinance to be filed for record in the office of the Whitman County Auditor.

Section 3. This ordinance shall become effective upon publication thereof as required by law, and upon the filing of a certified copy with the Whitman County Auditor.

PASSED by the Town Council of the Town of Farmington at its regular meeting on 15th of November, 2021.



Mayor

Attest:

Clerk



Approved as to form:



Eric Hanson, Town Attorney

Passed: 11/15/21
Published: 11/24/21
Effective date: 11/24/21