



MEDINA, WASHINGTON

AGENDA BILL

Monday, April 8, 2024

Subject: Street Vacation Moratorium Extension

Category: Public Hearing/Resolution

Staff Contacts: Ryan Osada, Acting City Manager and Jennifer S. Robertson, City Attorney

Summary

On October 23, 2023, the City Council adopted Resolution No. 438 which created a moratorium on the acceptance or processing of applications for right of way vacation under Chapter 12.44 MMC and Chapter 35.79 RCW. The moratorium was adopted consistent with state law (see RCW 35A.63.220 and RCW 36.70A.390). The Council timely held the required public hearing on December 11, 2023, to maintain the moratorium. The moratorium adopted under Resolution No. 438 became effective for a six-month period and is due to expire on April 23, 2024. Following the public hearing, Council directed staff to prepare a work plan as to issues and options for right-of-way management for future Council review and discussion and prepare a final workplan for review and adoption prior to April 23, 2024.

Council provided direction to staff in December to bring forward a work plan in 2024 prior to or contemporaneously with an extension of the moratorium in April 2024. This direction was confirmed in the February 26, 2024, Council meeting where the City Council had the opportunity to review the proposed work plan.

The Public Hearing on April 8, 2024, was duly noticed by the Clerk's Office. Following the public hearing, the Council may act on Resolution 442 which extends the moratorium for an additional six-month period and adopts the work plan which is attached to Resolution 442.

This meets and supports Council's priorities 2 through 5.

Council Priorities:

1. Financial Stability and Accountability
2. Quality Infrastructure
3. Efficient and Effective Government
4. Public Safety and Health
5. Neighborhood Character and Community Building

Attachments

Resolution No. 442 with attached Work Plan.

Budget/Fiscal Impact: Extending the moratorium will result in legal and staff costs, as well as publication costs for the notice of hearing. In addition, there will be legal and staff costs to implement the Work Plan.

Recommendation: Approve.

City Manager Approval: *Aimee Kellerman* Signed on behalf of Stephen R. Burns

Proposed Council Motion: "I move adoption of Resolution No. 442, extending the moratorium adopted under Resolution No. 438 for an additional six-month period to prevent the submission, receipt and processing of street vacation petitions affecting any rights of way within the city; adopting supportive findings and a work plan; setting an effective date; and providing for severability."

Time Estimate: 15 minutes