

ALTERATION TO EDGE WOOD BEACH, DIVISION I
RESOLUTION 68-01

On November 5, 1965, the Plat of Edge Wood Beach, Division 1, located in Sections 9 and 16, Township 23 North, Range 3 West, W.M., was recorded in Volume 6, page 31 records of Mason County, Washington.

WHEREAS, The Dedication included in Edge Wood Beach, Division 1, is as follows:

Know all men by these presents that the undersigned, Lawrence C. Stacel and Cecele L. Stacel, owners, in fee simple of the land hereby platted and Fred E. Topp and Jennie M. Topp, mortgagees thereof hereby declare this plat and dedicate to the use of the public forever all streets, avenues, places and sewer easements or whatever public property there is shown on the plat and the use thereof for any and all public purposes not inconsistent with the use thereof for public highway purposes.

Also, the right to make all necessary slopes for cuts and fills upon lots, blocks, tracts, etc. shown on this plat in the reasonable original grading of all the streets, avenues, places, etc. shown hereon. Also, the right to drain all streets over and across any lot or lots where water might take a natural course after the street or streets are originally graded.

WHEREAS, The final plat contains EASEMENT PROVISIONS, which state:

An easement is hereby reserved for and granted to any serving utility over, under, across, and upon the exterior 5 feet of front and rear boundary lines and the 2.5 feet of side boundary lines on all lots for the purpose of installing, operating and maintaining serving utilities of any kind in between; also hereby granted is the right to use the streets for the same purposes.

WHEREAS, RCW 58.17.215 – Alteration of subdivision – Procedure, provides a method by which a person interested in the alteration of any subdivision or the altering of any portion thereof may proceed;

WHEREAS, Vernon and Mary Chalberg, owners of Lots 5, 6, and 7 in the plat of Edge Wood Beach Division 1, have made application with the Mason County Board of County Commissioners requesting an alteration to the easements running approximately northeast to southwest 86.32 feet, approximately east to west 110.00 feet, and approximately northwest to southeast 98.74 feet between these said lots, for the purpose of combining lots through a Declaration of Parcel Combination;

WHEREAS, the application contains the signatures of the majority of those persons having an ownership interest of lots, tracts, parcels, sites, or divisions in the subject subdivisions or portion thereof;

WHEREAS, Hood Canal Communications, PUD #1, and Qwest Communications have relinquished their interests in the easements and there is no active homeowners' association, and Mason County Department of Public Works releases interest in the easements with the understanding that future proposals must sufficiently address storm water runoff issues;

WHEREAS, the Mason County Board of County Commissioners did notify the affected landowners as required by RCW 58.17.215;

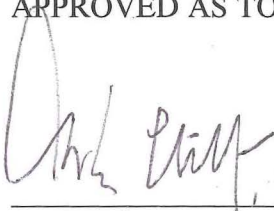
WHEREAS, a public hearing was held on July 3, 2001, at 9:15 am, in the Commissioners Chambers;

WHEREAS, after due consideration it appears to be in the best public interest to approve the request made by Vernon and Mary Chalberg;

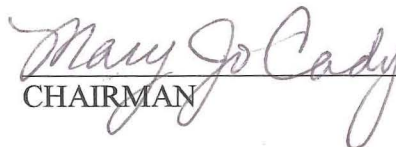
NOW THEREFORE BE IT RESOLVED that the Board authorizes the alteration of the previously described 2.5 foot easements between Lots 5, 6, and 7 in the Plat of Edge Wood Beach Division 1, with the understanding that future proposals must sufficiently address storm water runoff issues and that the easement is being removed for the purpose of performing a Declaration of Parcel Combination.

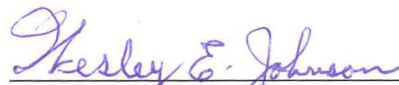
PASSED IN REGULAR SESSION this 3rd day of July, 2001.

APPROVED AS TO FORM


C.H., DPA
Prosecuting Attorney

BOARD OF COUNTY COMMISSIONERS
MASON COUNTY, WASHINGTON


CHAIRMAN


COMMISSIONER

ATTEST:


CLERK OF THE BOARD


COMMISSIONER