



RESOLUTION NO. 38779

1 A RESOLUTION relating to surplus property; setting Tuesday, December 10, 2013,
2 as the date for a public hearing on the proposed sale of approximately
3 10.82 acres (1.21 miles) of real property located within the City of Tacoma,
4 Public Works Department, Tacoma Rail Mountain Division ("TRMW"), from
5 East "D" Street to the BNSF mainline in the City of Tacoma, to the Central
6 Puget Sound Regional Transit Authority for the purpose of utilizing said
7 property for its Sounder Commuter Rail Service and providing infrastructure
8 improvements thereon to reduce major congestion and increase safety.

9 WHEREAS the Central Puget Sound Regional Transit Authority ("Sound
10 Transit") is currently operating its Sounder Commuter Rail service on
11 approximately 1.21 miles of property owned by the City of Tacoma, Public Works
12 Department, Tacoma Rail Mountain Division ("TRMW"), from East "D" Street to the
13 BNSF mainline in the City of Tacoma, consisting of 15 separate tax parcels and
14 containing approximately 471,425 square feet (10.82 acres) ("Property"), as more
15 fully described in the Purchase and Sale Agreement on file in the office of the City
16 Clerk, under a temporary operating agreement with the City, and

17 WHEREAS, during negotiations to enter into a permanent operating
18 agreement, the parties determined that acquisition of the Property by Sound Transit
19 would be advantageous to both parties, and

20 WHEREAS ownership of the Property by Sound Transit will allow for future
21 investment in regional transportation infrastructure, such as the replacement of a
22 trestle located on the Property, currently scheduled for completion in 2017, while
23 reducing long term repair and replacement costs for TRMW, and

24 WHEREAS, under the terms of the proposed Purchase and Sale Agreement,
25 Sound Transit will pay the City \$4 million for the Property; will convey to the City, at
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no cost, approximately 1.22 acres of surplus property located at the intersection of
1 Pacific Avenue and South 26th Street; and will contribute up to an additional
2 \$200,000 for landscape design and improvements on the property conveyed to the
3 City, and
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5 WHEREAS, in addition to the foregoing, Sound Transit and the City have
6 negotiated a Joint Use Agreement for the rail corridor that will allow Tacoma Rail to
7 continue its freight operations in perpetuity, and sets forth maintenance and repair
8 obligations for both parties, and
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10 WHEREAS TRMW has reviewed the terms and conditions of the Purchase
11 and Sale Agreement and Joint Use Agreement and determined that the sale of the
12 Property will not affect its railroad operations, and
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14 WHEREAS, pursuant to RCW 35.94.040 and TMC 1.06.280, the City
15 Council shall conduct a public hearing on the proposed sale of real property; Now,
16 Therefore,
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18 **BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TACOMA:**

19 Section 1. That a public hearing on the proposed sale of approximately
20 1.21 miles of real property located within the City of Tacoma, Public Works
21 Department, Tacoma Rail Mountain Division ("TRMW"), from East "D" Street to the
22 BNSF mainline in the City of Tacoma, consisting of 15 separate tax parcels and
23 containing approximately 471,425 square feet (10.82 acres), as more fully
24 described in the Purchase and Sale Agreement on file in the office of the City Clerk,
25 to the Central Puget Sound Regional Transit Authority ("Sound Transit") for the
26 purpose of utilizing said Property for its Sounder Commuter Rail Service and



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providing infrastructure improvements thereon to reduce major congestion and increase safety, shall be held before the City Council in the Council Chambers on the first floor of the Tacoma Municipal Building, 747 Market Street, Tacoma, Washington, on Tuesday, December 10, 2013, at approximately 5:30 p.m. or as soon thereafter as the same may be heard.

Section 2. That the Clerk of the City of Tacoma shall give proper notice of the time and place of said hearing.

Adopted _____

Mayor

Attest:

City Clerk

Approved as to form:

Chief Deputy City Attorney