



RESOLUTION NO. 39037

1 A RESOLUTION related to surplus property; authorizing the conveyance of
2 approximately 3.2 acres of saltwater tidelands property located on Hood
3 Canal, in Mason County, Washington, owned by the Department of Public
4 Utilities, Light Division (d.b.a. "Tacoma Power") and now surplus to its
5 needs, to the Skokomish Tribe in exchange for the perpetual use of a
6 portion of adjacent Tribe property.

7 WHEREAS, in December 2008, the City of Tacoma, Department of Public
8 Utilities, Light Division (d.b.a. "Tacoma Power"), entered into a Settlement
9 Agreement with the Skokomish Tribe ("Tribe") as part of the Cushman Project
10 relicensing requirements, and

11 WHEREAS, as part of the settlement, real estate was conveyed to the
12 Tribe, including a portion of the area commonly known as "Saltwater Park," which
13 is located on Hood Canal in Mason County, Washington, and

14 WHEREAS 3.2 acres of tideland in front of the park ("Saltwater Tidelands
15 Property") were not conveyed at that time, and neither was the southernmost part
16 of the park, which was retained to construct a hatchery, and

17 WHEREAS, since that time, Tacoma Power has determined that it requires
18 the use of a portion of Saltwater Park property owned by the Tribe, and has agreed
19 to convey the Saltwater Tidelands Property to the Tribe in exchange for perpetual
20 use of said property, and

21 WHEREAS, since the Tribe owns the adjacent waterfront property, the
22 conveyance of the Saltwater Tidelands Property will ensure consistent ownership,
23 and
24
25
26



1 WHEREAS Tacoma Power will retain the area where the Cushman No. 2
tailrace enters Hood Canal, so its operations will not be negatively impacted, and

2 WHEREAS, on September 24, 2014, by adoption of Public Utility Board
3 Resolution No. U-10722, the Saltwater Tidelands Property was declared surplus to
4 the needs of Tacoma Power, pending confirmation from the City Council, and
5

6 WHEREAS, as required by state law, a public hearing was held on
7 October 14, 2014, to allow the public to comment on the proposed sale, and no
8 objections were received, and

9 WHEREAS, there being no foreseeable need for continued City ownership
10 of the Saltwater Tidelands Property, a declaration of surplus and negotiated
11 disposition of the property in fee simple to the Tribe appears to be in the best
12 interests of the City, pending final approval from the City Council; Now, Therefore,

13 BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TACOMA:

14 Section 1. That continued ownership of the City property, consisting of
15 approximately 3.2 acres of saltwater tideland property located on Hood Canal in
16 Mason County, Washington, is not essential to the needs of the City and is hereby
17 declared surplus property pursuant to RCW 35.22.020 and Article I, Section 1.2,
18 and Article IX of the Tacoma City Charter.
19

20 Section 2. That the proper officers of the City are hereby authorized to
21 execute a Quit Claim Deed to convey approximately 3.2 acres of saltwater tideland
22 property located on Hood Canal, in Mason County, owned by the Department of
23 Public Utilities, Light Division (d.b.a. "Tacoma Power") and now surplus to its
24 needs, to the Skokomish Tribe in exchange for perpetual use of a portion of the
25
26



adjacent Tribe property, said document to be substantially in the form of the Quit
1 Claim Deed on file in the office of the City Clerk.

2
3 Adopted _____

4
5 _____
6 Mayor

7
8 Attest:

9 _____
10 City Clerk

11 Approved as to form:

12 _____
13 Chief Deputy City Attorney

14 Requested by Public Utility Board
15 Resolution No. U-10722
16
17
18
19
20
21
22
23
24
25
26