



RESOLUTION NO. 40637

1 A RESOLUTION relating to the vacation of City right-of-way; setting Thursday,
2 September 17, 2020, at 9:00 a.m., as the date for a hearing before the City
3 of Tacoma Hearing Examiner on the petition of Forterra Hilltop East, LLC
4 and Forterra Hilltop West, LLC, to vacate a portion of the alley right-of-way,
5 lying between South 11th and South 12th Streets, and Martin Luther King
6 Jr. Way and South "J" Street, to facilitate an affordable market housing
7 office and small business space.

8 WHEREAS Forterra Hilltop East, LLC and Forterra Hilltop West, LLC,
9 having received the consent of the owners of more than two-thirds of the
10 properties abutting the portion of the alley right-of-way, lying between South
11 11th and South 12th Streets, and Martin Luther King Jr. Way and South "J"
12 Street, has petitioned for the vacation of the following legally described
13 right-of-way area:

14 THAT PORTION OF THE SOUTHWEST QUARTER OF THE
15 NORTHEAST QUARTER OF SECTION 05, TOWNSHIP 20 NORTH,
16 RANGE 03 EAST OF THE WILLAMETTE MERIDIAN, PIERCE
17 COUNTY, WASHINGTON, MORE PARTICULARLY DESCRIBED AS
18 FOLLOWS:

19 THE EAST 4.91 FEET OF THE WEST 30 FEET OF THE 40 FOOT
20 WIDE ALLEY SITUATED BETWEEN BLOCKS 1120 AND 1121, MAP
21 OF NEW TACOMA, WASHINGTON TERRITORY, ACCORDING TO
22 THE PLAT THEREOF RECORDED FEBRUARY 3, 1875, RECORDS OF
23 PIERCE COUNTY AUDITOR;

24 TOGETHER WITH THE EAST 10 FEET OF ALLEY ABUTTING AS
25 VACATED BY CITY OF TACOMA ORDINANCE NO. 2131 AND
26 TOGETHER WITH THE WEST 19.09 FEET OF SAID BLOCK 1120, AS
CONVEYED TO THE CITY OF TACOMA BY INSTRUMENT NUMBER
9812310546, RECORDS OF PIERCE COUNTY AUDITOR;

SITUATE IN THE CITY OF TACOMA COUNTY OF PIERCE, STATE OF
WASHINGTON;

(CONTAINING ±10,199 SQUARE FEET OR APPROXIMATELY 0.23
ACRES), and



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WHEREAS, the vacation is subject to easements of record and City shall retain and reserve rights and easements necessary to access, operate and maintain existing utilities; Now, Therefore,

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

Section 1. That Thursday, September 17, 2020, at 9:00 a.m., is hereby fixed as the date and time, and the Council Chambers on the first floor of the Tacoma Municipal Building, 747 Market Street, in the City of Tacoma, or alternatively, a call in option will be provided until the end of the COVID-19 emergency, as the place when and where said request will be heard by the Hearing Examiner and his recommendations thereafter transmitted to the Council of the City of Tacoma.



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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:

Property description approved:

Deputy City Attorney

Chief Surveyor
Public Works Department

Location: A portion of the alley right-of-way, lying between South 11th and 12th Streets, and Martin Luther King Jr. Way and South "J" Street.

Petitioner: Forterra Hilltop East, LLC and Forterra Hilltop West, LLC

File No.: 124.1409