



ORDINANCE NO. 29030

L.I.D. No. 7731

1
2 AN ORDINANCE providing for the conversion of overhead utilities to underground
3 along: Waterview Street from North 49th Street southeasterly 4,400 feet,
4 more or less, and Dale Street from Waterview Street southwesterly 100 feet,
5 more or less; creating Local Improvement District No. 7731; providing for a
6 special fund for the payment of the improvement by special assessment
7 upon the property within the district benefited thereby, for the issuance of
8 warrants, installment notes, bond anticipation notes, or other short-term
9 obligations to pay that part of the cost and expense of the improvement
10 assessed against the property in the district, and for the payment of the
11 remainder of the cost thereof.

12 WHEREAS all of the preliminary proceedings for the establishment of Local
13 Improvement District ("L.I.D.") No. 7731 have been taken as provided by law, and

14 WHEREAS the Hearing Examiner of the City, after public hearing duly held,
15 has recommended to the City Council the formation of L.I.D. No. 7731; Now,
16 Therefore,

17 BE IT ORDAINED BY THE CITY OF TACOMA:

18 Section 1. That existing overhead electrical primary, telephone, and cable
19 television lines along Waterview Street from North 49th Street southeasterly 4,400
20 feet, more or less, and also along Dale Street from Waterview Street southwesterly
21 100 feet, more or less, shall be converted to underground, together with all other
22 work necessary to complete the project in accordance with the maps, plans, and
23 specifications prepared and now on file in the office of the Director of the
24 Department of Public Works, which maps, plans, and specifications are hereby
25 adopted.

26 Section 2. That there is hereby created a local improvement district, to be
known as L.I.D. No. 7731, which shall embrace as nearly as practicable all the



property specially benefited by the improvements described above, which property is described as follows:

Those portions of the Northeast Quarter of the Southwest Quarter of Section 24, Township 21 North, Range 02 East, W.M., also, the Southwest Quarter of the Southeast Quarter of Section 24, Township 21 North, Range 02 East, W.M., also the North half of the Northeast Quarter of Section 25, Township 21 North, Range 02 East, W.M., more particularly described as follows:

Platted property:

Lots 1 through 10, Blocks 5 and 6; Lots 1 through 10, Block 4; Lots 4 through 10, Block 3; **Mason's Shoreline Addition to Tacoma, W.T.**; as per plat recorded in Volume 1, Page 108, filed August 8, 1887, records of Pierce County Auditor; situate in the City of Tacoma, County of Pierce, State of Washington;

Except the Northeasterly 40 feet of said Blocks 3, 4, 5 and 6 as conveyed to the City of Tacoma by Warranty Deed recorded under Auditor's File No. 336584 and as conveyed per Pierce County Superior Court Cause Judgement No. 30048;

Together with those portions of vacated Herriott Street abutting said Blocks 3 and 4 per City of Tacoma Ordinance 19939.

Together with that portion of vacated Herriott Street and alley abutting said Block 4 and vacated Herriott Street abutting said Block 3 per City of Tacoma Ordinance 28325 re-recorded under Auditor's recording number 201612080490.

Together with that portion of vacated North Waterview Street abutting said Block 3 and a portion of said Block 4 per City of Tacoma Ordinance 28325 re-recorded under Auditor's recording number 201612080490.

Lots 1 through 12, Block 7; Lots 1 through 16, Block 8; **Woodruff's Second Addition to Tacoma, Pierce County, W.T.**; as per plat recorded in Volume 3, Page 61, filed August 2, 1889, records of Pierce County Auditor; situate in the City of Tacoma, County of Pierce, State of Washington;



1 Except the Northeasterly 40 feet of said Lot 1, Block 7 and the
2 Northeasterly 40 feet of Lots 1 through 12, Block 8 as conveyed to
the City of Tacoma by Warranty Deed recorded under Auditor's File
No. 336584.

3 Together with the West half of vacated North Stevens Street,
4 abutting Lots 6 through 12 of said Block 6 and the East half of
5 vacated North Stevens Street, abutting said Block 7 per City of
Tacoma Ordinance 10431 under Auditor's recording number
988765.

6 Together with that portion of vacated North Waterview Street
7 abutting said Blocks 7 and 8 per City of Tacoma Ordinance 28325
8 re-recorded under Auditor's recording number 201612080490.

9 Together with a portion of North 46th Street (Water Street and First
10 Street) vacated per City of Tacoma Ordinance 28325 re-recorded
under Auditor's recording number 201612080490.

11 Lots 1 and 2, Block 10; Lots 1 through 10, Block 9; Lots 1 through
12 10, Block 8; Lots 1 through 10, Block 6; **Mason's Water Front**
13 **Addition to Tacoma W.T.**; as per plat recorded in Volume 1, Page
14 98, filed June 21, 1886, records of Pierce County Auditor; situate in
the City of Tacoma, County of Pierce, State of Washington.

15 Except the Northeasterly 40 feet of said Blocks 6, 8, 9 and 10 as
16 conveyed to the City of Tacoma by Warranty Deed recorded under
Auditor's File No. 336584.

17 Together with the Southerly half of vacated Morrison Street and
18 vacated Northeasterly half of alley abutting said Block 9 per City of
Tacoma Ordinance 15259 and the Northerly half of vacated
19 Morrison Street abutting said Block 10 per City of Tacoma
20 Ordinance 28325 re-recorded under Auditor's recording number
201612080490.

21 Together with the Northeasterly half of vacated North 42nd Street
22 abutting said Block 6 per City of Tacoma Ordinance 16922.

23 Together with the Northeasterly half of the vacated alley abutting
24 said Block 6 per City of Tacoma Ordinance 15846.

25 Also, that portion of vacated McIntosh Street per City of Tacoma
26 Ordinance 18104.



1 Lots 1 through 10, Block 17; Lots 5 through 9, Block 13; Lots 1
2 through 8, Block 12; Lots 5 through 10, Block 7; **Wallaces Addition**
3 **to Tacoma City, W.T.**; as per plat recorded in Volume 1, Page 61,
4 filed July 11, 1883, records of Pierce County Auditor; situate in the
5 City of Tacoma, County of Pierce, State of Washington.

6 Except the Northeasterly 40 feet of said Blocks 7, 12 and 17 as
7 conveyed to the City of Tacoma by Warranty Deeds recorded under
8 Auditor's File No. 336584 and No. 349702.

9 Together with that portion of vacated North Waterview Street, Dale
10 Street and alley abutting said Block 17 per City of Tacoma
11 Ordinance 17956.

12 Unplatted Property:

13 That portion of the Northwest Quarter of the Northeast quarter of
14 Section 25, Township 21 North, Range 02 East, W.M., described as
15 lying between a line parallel with and 140 feet Southwesterly from
16 the centerline of Waterview Street, between the Southerly line of
17 said **Mason's Water Front Addition to Tacoma W.T.** and the
18 Westerly line of said **Wallaces Addition to Tacoma City, W.T.**

19 Except the Northeasterly 40 feet conveyed to the City of Tacoma by
20 Warranty Deed recorded under Auditor's File No. 336584;

21 Together with Northeasterly 20 feet of Waterview Street abutting as
22 vacated per City of Tacoma Ordinance 17956.

23 All situate in the City of Tacoma, County of Pierce, State of
24 Washington.

25 Section 3. That the estimated cost and expense of the improvement is
26 \$1,415,229; that \$93,653 of the cost thereof shall be contributed by Tacoma
Power, through its 4700-Power Current Fund Capital; and that the balance of
\$1,321,575.65 shall be borne and assessed against property included in the L.I.D.

The assessments levied against the property described above shall become
due and payable at the option of the property owners in cash, without interest,
within 30 days after publication of the notice of assessment, or in 20 equal annual



installments with interest on deferred payments at a rate to be hereafter fixed, but in no event greater than one-half percent above the rate of interest fixed upon sale of bonds for L.I.D. No. 7731; and each year one of such installments, together with interest due thereon and on all installments thereafter to become due, shall be collected in the manner provided by law.

Section 4. That a special fund is hereby created, to be called Local Improvement Fund, District No. 7731, which shall consist in the aggregate of the several amounts assessed, levied, and collected upon the several lots and parcels of land in the local improvement district for the purpose of defraying the cost and expense of the improvement to be borne by the property within the district, and into which fund shall be deposited the proceeds of the sale of warrants, installment notes, bond anticipation notes, or other short-term obligations drawn against the fund which may be sold by the City. Out of the fund shall be paid the warrants, installment notes, bond anticipation notes, or other short-term obligations, interest thereon, and the cost of the improvement to be borne by the property included in the district.

Section 5. The Director of Utilities is hereby ordered to call for bids for said improvements, and to proceed and complete the improvements and to make out and certify to the City Council an assessment roll, all as provided by law.

In case no bid is accepted, the Director of Utilities is hereby authorized to proceed and complete the improvement by the method of day labor or force account and by use of materials, supplies, and equipment, as authorized by the City Charter and ordinances of the City. The Director of Utilities shall keep a



separate account of the expenditures as made and the exact cost of the improvements separately computed. Upon certification by the Director of Utilities that any sums are due to any person for labor or materials for the improvements, the proper officers shall issue a warrant therefor drawn upon the L.I.D. Fund, District No. 7731. The Director of Public Works shall certify to the City Council the assessment roll on the property as provided by law.

Section 6. Under the provisions of the laws of the state of Washington, amendments thereto, and this ordinance, there may be issued warrants, installment notes, bond anticipation notes, or other short-term obligations, issued pursuant to Ordinance No. 23412, as it may be amended, in payment of the cost and expense of the district, payable out of the Local Improvement District Fund. Such warrants, installment notes, bond anticipation notes, or other short-term obligations shall bear interest from the date of their issuance at a rate to be hereafter fixed by the Director of the Department of Finance in accordance with the Ordinance No. 23412, and shall be redeemed from the Local Improvement District Fund or by other warrants, installment notes, bond anticipation notes, or other short-term obligations, or from the proceeds of local improvement bonds hereafter issued.

Section 7. Pursuant to the provisions of the laws of the state of Washington, the City Council hereby directs that the improvements be paid for by the City in cash and that the warrants, installment notes, bond anticipation notes, or other short-term obligations authorized to be issued under the provisions of this ordinance be sold by the proper officers of the City in accordance with Ordinance



No. 23412, as it may be amended, and that the proceeds thereof shall be applied
in payment of the cost and expense of the improvement.

Passed _____

Mayor

Attest:

City Clerk

Approved as to form:

Property description approved:

Deputy City Attorney

Chief Surveyor
Public Works Department