



1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

ORDINANCE NO. 28483

AN ORDINANCE related to the vacation of City right-of-way; vacating that portion of the East R Street air rights, beginning at a minimum vertical distance of 24.5 feet from the finished street grade, between East 29th Street and East 30th Street, abutting and adjacent to tribal property, in connection with the Emerald Queen Casino relocation project; and adopting the Hearing Examiner's Findings, Conclusions, and Recommendations related thereto.

WHEREAS all steps and proceedings required by law and by resolution of the City Council to vacate the portion of the right-of-way hereinafter described have been duly taken and performed; Now,

Therefore,

BE IT ORDAINED BY THE CITY OF TACOMA:

Section 1. That the City Council hereby adopts the Hearing Examiner's Findings, Conclusions, and Recommendations as contained in the Hearing Examiner's Report and Recommendation to the City Council bearing File No. 124.1383 and dated November 27, 2017, which Report is on file in the office of the City Clerk.



1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

Section 2. That the portion of the East R Street air rights, beginning at a minimum vertical distance of 24.5 feet from the finished street grade, between East 29th Street and East 30th Street, abutting and adjacent to tribal property, legally described as follows:

That portion of the Southwest Quarter of the Northeast Quarter of Section 10, Township 20 North, Range 03 East of the Willamette Meridian, more particularly described as follows:

That portion of East 'R' Street air rights lying southerly of the south margin of East 29th Street extended between the Northeast corner of Block 7946 of the Indian Addition to the City of Tacoma, according to the Plat thereof filed on May 1, 1896 in Book 7 of Plats at pages 30 and 31, records of Pierce County, Washington, and the Northwest corner of Block 7950 of said plat and lying northerly of the north margin of East 30th Street extended between the Southeast corner of Block 8045 and the Southwest corner of Block 8049, both of said plat, beginning at a minimum vertical distance of 24.5 feet above as measured perpendicular to the finished street grade.

All situate in the City of Tacoma, County of Pierce, State of Washington;



1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

is hereby vacated, and the rights so vacated are hereby surrendered and attached to the property bordering thereon, as a part thereof, and all right or title of the City in and to the portion of the right-of-way so vacated does hereby vest in the owners of the property abutting thereon, all in the manner provided by law.

Passed _____

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney

Property description approved:

Chief Surveyor
Public Works Department

Location: That portion of the East R Street air rights, beginning at a minimum vertical distance of 24.5 feet from the unfinished street grade, between East 29th Street and East 30th Street

Petitioner: Puyallup Tribe of Indians
Vacation Req. No. 124.1383