



**TO:** Elizabeth A. Pauli, City Manager  
**FROM:** Kurtis D. Kingsolver, P.E., Public Works Director/City Engineer  
Justin E. Davis, Division Manager, Facilities Management  
Troy Stevens, Senior Real Estate Specialist, Real Property Services  
**COPY:** City Council and City Clerk  
**SUBJECT:** Resolution – Setting Public Hearing – November 13, 2018  
Street Vacation 124.1391 – Pacific Harbor Landing, LLC  
**DATE:** October 12, 2018

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**SUMMARY:**

A resolution setting Thursday, December 20, 2018, at 9:00 a.m., as the date and time for a hearing before the Hearing Examiner on the Pacific Harbor Landing, LLC request to vacate a westerly portion of East D Street, lying south of East 18<sup>th</sup> Street, for marina and Johnny’s Dock parking.

**STRATEGIC POLICY PRIORITY:**

- Assure outstanding stewardship of the natural and built environment.

Pacific Harbor Landing, LLC petition to vacate the right-of-way will convert the existing parking from public to private parking for the marina and Johnny’s Dock restaurant.

**BACKGROUND:**

The street right-of-way was dedicated in the Map of Tacoma Tidelands in September 1895.

**ISSUE:**

Pursuant to RCW 35.79 and TMC 9.22 the Public Works Department is requesting the City Council set a date to consider this request for a street vacation to be heard by the Hearing Examiner and report the findings of fact, conclusions of law, and recommendation to the City Council for their consideration.

**ALTERNATIVES:**

City Council could decide not to approve the resolution setting the hearing date; however, such an action would reduce the feasibility of the proposed project.

**RECOMMENDATION:**

The Public Works Department recommends City Council approval of this request to set the Hearing Examiner’s public hearing date for Thursday, December 20, 2018, at 9:00 a.m.

**FISCAL IMPACT:**

This action only sets the date of the hearing before the Hearing Examiner. The City will receive market value compensation for the vacated right-of-way. The proceeds will be deposited in accordance with TMC 9.22.