



**TO:** T.C. Broadnax, City Manager  
**FROM:** Kurtis D. Kingsolver, P.E., Public Works Director/City Engineer /KDR  
Justin E. Davis, Division Manager, Facilities Management  
Troy Stevens, Sr. Real Estate Specialist, Real Property Services  
**COPY:** City Council and City Clerk  
**SUBJECT:** Resolution - Setting Public Hearing – January 26, 2016  
Street Vacation 124.1359 – Wagner  
**DATE:** January 4, 2016

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**SUMMARY:**

A resolution setting Thursday, March 10, 2016, at 1:00 p.m., as the date and time for a hearing before the Hearing Examiner on Mark Wagner’s request to vacate the southerly 130 feet of East K Street, lying northerly of East 26<sup>th</sup> Street, for parking and private open space.

**STRATEGIC POLICY PRIORITY:**

- Assure outstanding stewardship of the natural and built environment.

Vacating this right-of-way will benefit the adjoining properties by converting right-of-way to parceled property, allowing the owners greater control of the area for maintenance and management and may facilitate future development. Vacating this unimproved right-of-way will also return the property to the tax rolls.

**BACKGROUND:**

The City acquired the unimproved right-of-way in the plat of The Tacoma Land Company’s First Addition to Tacoma, July 7, 1884. Mr. Wagner acquired the real property abutting East K Street in July 2010.

**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 this street vacation to be heard by the Hearing Examiner and report the findings of fact, conclusions of law, and recommendation back to the City Council for their consideration.

**ALTERNATIVES:**

An alternative is to deny the street vacation; however, denying the petition will reduce maintenance and management options for the unimproved right-of-way and potentially diminish future development.

**RECOMMENDATION:**

The Public Works Department recommends City Council approval of this request to set the Hearing Examiner’s public hearing date for March 10, 2016, at 1:00 p.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.