



ORDINANCE NO. 28306

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3 AN ORDINANCE related to the vacation of City right-of-way; vacating the
4 north 24 feet of the 19th Street right-of-way, lying westerly of the
5 Burlington Northern Santa Fe right-of-way and the terminus of City of
6 Tacoma right-of-way, to Narrows Marina, for future improvements to
7 pedestrian access ways and boat launch parking; and adopting the
8 Hearing Examiner's Findings, Conclusions, and Recommendations
9 related thereto.

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

13 BE IT ORDAINED BY THE CITY OF TACOMA:

14 Section 1. That the City Council hereby adopts the Hearing
15 Examiner's Findings, Conclusions, and Recommendations as contained in
16 the Hearing Examiner's Report and Recommendation to the City Council
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bearing File No. 124.1351 and dated May 27, 2015, which Report is on file in the office of the City Clerk.

Section 2. That the north 24 feet of the 19th Street right-of-way, lying westerly of the Burlington Northern Santa Fe right-of-way and the terminus of City of Tacoma right-of-way, to Narrows Marina, legally described as follows:

The Northerly 24 feet of the following:
Beginning at the intersection of the northerly margin of 19th Street West and the westerly margin of the Burlington Northern Santa Fe railroad right of way, within the Southwest Quarter of the Southeast Quarter of Section 04, Township 20 North, Range 02 East of the W.M.; thence North 88°07'14" West a distance of 356.38 feet, more or less, to the West meander line of the W.B. Wilton D.C.; thence South 30°21'36" East, along said meander line, a distance of 35.47 feet, more or less to the centerline of 19th Street West and the city limit line of the City of Tacoma; thence South 88°05'55" East, along the 19th Street West centerline, a distance of 320.59 feet, more or less, to the westerly margin of said railroad right of way; thence North 31°08'16" East, along the westerly margin of said railroad right of way, a distance of 34.53 feet, more or less, to the Point of Beginning.

Situate in the City of Tacoma, County of Pierce, state of Washington.



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is hereby vacated, and the land so vacated is 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; provided, however, that there is hereby retained and reserved, pursuant to the statutes of the state of Washington, the following easements, to-wit:

Public Works Real Property Services

An easement extension shall be granted to residents to the north whose accesses are derived by a 15-foot private road easement, for continued access over, along, and across this vacated area in order to continue lawful access to remaining City of Tacoma right-of-ways. The easement shall be executed and recorded by the City of Tacoma concurrently with the vacation ordinance.



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City of Tacoma

A general Utility Easement is hereby reserved for the benefit of all City of Tacoma utility infrastructure over the entirety of the requested vacation area.

Passed _____

Mayor

Attest:

City Clerk

Approved as to form:

Property description approved:

Deputy City Attorney

Chief Surveyor
Public Works Department

Location: The north 24 feet of the 19th Street right-of-way, lying westerly of the Burlington Northern Santa Fe right-of-way and the terminus of City of Tacoma right-of-way, to Narrows Marina

Petitioner: Narrows Marina, LLC
Vacation Req. No. 124.1351