



**TO:** Elizabeth A. Pauli, City Manager  
**FROM:** Ronda J. Cornforth, Senior Real Estate Specialist, Real Property Services  
Kurtis D. Kingsolver, P.E., Public Works Director/City Engineer *KDK*  
**COPY:** City Council and City Clerk  
**SUBJECT:** Resolution – Setting Public Hearing – October 3, 2017  
Street Vacation 124.1382 – Puyallup Tribe of Indians  
**DATE:** September 12, 2017

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**SUMMARY:**

A resolution setting Wednesday, November 8, 2017, at 9:00 a.m., as the date and time for a hearing before the Hearing Examiner on the Puyallup Tribe of Indian’s request to vacate all that portion of the East 29<sup>th</sup> Street air rights, beginning at a minimum vertical distance of 24.6 feet from the finished street grade, between the easterly margin of Portland Avenue and terminating at a point 100 feet west of the westerly margin of East R Street, abutting and adjacent Tribal property, in preparation of a new multi-level garage structure, casino, hotel and restaurant.

**STRATEGIC POLICY PRIORITY:**

- Foster a vibrant and diverse economy with good jobs for all Tacoma residents.
- Cultivate a vibrant cultural sector that fosters a creative, cohesive community.

Vacation of this alley will assist in furthering the development of the Tribal community by constructing a garage structure serving the proposed new location of the expanded Emerald Queen Casino.

**BACKGROUND:**

A petition has been filed by the Puyallup Tribe of Indians for the vacation of air rights for that certain portion of East 29<sup>th</sup> Street between Portland Avenue to a point 100 feet west of the westerly margin of East R Street for the purposes of constructing a multi-level parking structure, casino, hotel and restaurant.

**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 this request to set a date for public hearing, which will halt the application for the street vacation.

**RECOMMENDATION:**

The Public Works Department recommends City Council approve this request to set the Hearing Examiner’s public hearing date for Wednesday, November 8, 2017, 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.