



TO: Elizabeth Pauli, City Manager
FROM: Jeff H. Capell, Hearing Examiner *JAC*
Ronda Cornforth, Senior Real Estate Specialist, Public Works Real Property Services *RC*
COPY: City Council and City Clerk
SUBJECT: Ordinance Request No. 17-1249 – Street Vacation 124.1384 – December 19, 2017
DATE: November 28, 2017

SUMMARY:

An ordinance granting the petition of the Puyallup Tribe of Indians to vacate that certain portion of the alley lying between East 29th Street and East 30th Street, lying easterly of East R Street and westerly of the west margin of the proposed East 30th Street connector road as approved under Work Order Number 16-0040, abutting and adjacent to Tribal property, in connection with the Emerald Queen Casino relocation project.

COUNCIL SPONSORS:

N/A

STRATEGIC POLICY PRIORITY:

The proposed action would be aligned with the following strategic policy priorities:

- Foster a vibrant and diverse economy with good jobs for all Tacoma residents.
- Encourage and promote an efficient and effective government, which is fiscally sustainable and guided by engaged residents.

BACKGROUND:

The Puyallup Tribe of Indians seeks the vacation of that certain portion of the alleyway lying between East 29th Street and East 30th Street more particularly described in the Hearing Examiner's Report and Recommendation in order to facilitate completion of the Emerald Queen Casino relocation project. The Federal Government, through its Bureau of Indian Affairs in trust for the Tribe or tribal members, and the Puyallup Tribe of Indians own all abutting real property. The Tribe has reached an agreement with the beneficial owner of the only individually owned parcel regarding access issues in order to avoid any negative impacts. The requested vacation of the alleyway does not materially affect vehicular traffic in the area, and the vacation area is not particularly needed for public use now or in the future.

ISSUE:

Whether the Council should approve the proposed street vacation?

ALTERNATIVES:

The Council could choose to follow the Hearing Examiner's Recommendation and approve the requested alleyway vacation, the Council could approve the requested alleyway vacation under conditions different than those recommended, or the Council could deny the vacation petition. The Hearing Examiner has determined that the requested vacation meets the standards for approval of such requests contained in Chapter 9.22 of the Tacoma Municipal Code and Chapter 35.79 of the Revised Code of Washington.

RECOMMENDATION:

The request is hereby recommended for approval, subject to conditions contained in Conclusion 6 of the Hearing Examiner's Report and Recommendation to the City Council.

FISCAL IMPACT:

N/A