



**TO:** Elizabeth A. Pauli, City Manager  
**FROM:** Ralph K. Rodriguez, LID Administrator, Public Works  
Ramiro A. Chavez, P.E. PgMP, Director/City Engineer, Public Works  
**COPY:** City Council and City Clerk  
**SUBJECT:** Resolution – Setting a Hearing Date for LID No. 7731 – December 10, 2024  
**DATE:** November 14, 2024

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**SUMMARY AND PURPOSE:**

A resolution setting Monday, January 13, 2025, at 5:00 p.m., as the date and time to reconvene a hearing before the Hearing Examiner for consideration of Local Improvement District (LID) No. 7731 for the conversion of the overhead primary electrical distribution, telephone, and cable television systems to underground along:

**Segment No. 1** - Waterview Street from North 49th Street southeasterly 4,400 feet, more or less, also along Dale Street from Waterview Street southwesterly 100 feet, more or less.

**Segment No. 2** - North 43rd Street from Ruston Way to Tacoma Utility Pole No. 19510 being approximately 160 feet southwesterly of Waterview Street.

**BACKGROUND:**

This Department's recommendation is based on: The Public Works Department received Advisory Survey No. 8596 supported by property owners responsible for 52.1 percent of the estimated assessments, for the conversion of the overhead primary electrical distribution, telephone, and cable television systems to underground along Waterview Street from North 49th Street southeasterly 4,400 feet, more or less, and along Dale Street from Waterview Street southwesterly 100 feet, more or less. On June 12, 2019, the Tacoma Public Utility Board (PUB) approved PUB Resolution U-11087 referring the setting of a formation hearing time, date, and location to the Tacoma City Council. On June 25, 2019, the Tacoma City Council approved Resolution No. 40354. The formation hearing was conducted on July 22, 2019. The Hearing Examiner recommended formation of the LID. A property owner appealed the Hearing Examiner's decision to the City Council on December 10, 2019, who remanded the LID back to Public Works to determine if it was practicable to add utility lines perpendicular to Waterview Street to the proposed LID. Public Works provided two advisory surveys, 8668 that would bury the utility lines and 8669 to leave the lines overhead. Advisory Survey No. 8668 to bury the utility lines perpendicular to Waterview Street is supported by property owners responsible for 57.46 percent of the estimated assessments.

Advisory Survey Nos. 8596 and 8668 being supported by property owners responsible for 52.1 percent and 57.46 percent of the estimated assessments, for the conversion of the overhead primary electrical distribution, telephone, and cable television systems to underground along: **Segment No. 1** - Waterview Street from North 49th Street southeasterly 4,400 feet, more or less, and along Dale Street from Waterview Street southwesterly 100 feet, more or less, and **Segment No. 2** - North 43rd Street from Ruston Way to Tacoma Utility Pole No. 19510 being approximately 160 feet southwesterly of Waterview Street. This hearing would provide property owners an opportunity to decide if they are supportive of the improvements. If approved, the LID would provide property owners the opportunity to finance the improvement over 20 years.

**COMMUNITY ENGAGEMENT/ CUSTOMER RESEARCH:**

LID staff Advisory Survey Nos. 8596 and 8668 were circulated within the neighborhood. A majority of the property owners responsible for 52.1 percent and 57.46 percent of the estimated assessments are requesting the Local Improvement District. A formation hearing for Segment No. 1 went before the Hearing Examiner on July 22, 2019,



this follow-up hearing would expand the district to include utility lines bisecting Waterview Street and the railroad tracks.

**2025 STRATEGIC PRIORITIES:**

**Equity and Accessibility:**

This resolution will set a hearing date before the Hearing Examiner for the expanded district which will continue the public notice/community engagement process for the improvements and will allow for continued community engagement and inclusion in the Local Improvement District formation process. If the LID is recommended to the City Council, the residents within the LID area will benefit from the improvements to their neighborhood and enhanced views from their property.

**Economy/Workforce:** *Equity Index Score: Low Opportunity*

Increase positive public perception related to the Tacoma economy.

**Education:** *Equity Index Score: Low Opportunity*

Setting a date and time for a formation hearing does not increase or decrease educational opportunities.

**Civic Engagement:** *Equity Index Score: High Opportunity*

Increase the percentage of residents who believe they are able to have a positive impact on the community and express trust in the Tacoma public institutions.

**Livability:** *Equity Index Score: Moderate Opportunity*

Increase positive public perception of safety and overall quality of life.

**Explain how your legislation will affect the selected indicator(s).**

Pursuant to Revised Code of Washington (RCW) 35.43.140, the Tacoma Municipal Code (TMC) 10.04.026, and LID Policy adopted by Resolution No. 37956, setting a hearing date to reconvene a hearing to consider the formation of LID No. 7731 by the Hearing Examiner, who will issue a report of the Findings of Fact, Conclusion of Law, and recommendation to the City Council for their consideration.

**ALTERNATIVES:**

The overhead utility lines could remain and continue to provide service to the residences and structures currently served.

Alternative(s)	Positive Impact(s)	Negative Impact(s)
1. There are no alternatives per RCW 35.43.140, TMC 10.04.010, and Resolution No. 37956	Placing the overhead utilities underground will greatly enhance the livability of the neighborhood	Without the LID, owners would continue to have overhead utility lines in a view sensitive neighborhood.

**EVALUATION AND FOLLOW UP:**

Evaluation and follow up will consist of the Hearing Examiner’s report of the Findings of Fact, Conclusion of Law, and Recommendation to the City Council for consideration. Should the Hearing Examiner recommend, and the City Council concur; an Ordinance creating the LID for the burying of the overhead utility lines would be in order. Tacoma Power Transmission & Distribution section will design, advertise the project, and follow up with a Resolution awarding the construction contract.



**STAFF/SPONSOR RECOMMENDATION:**

The Public Works Department recommends the City Council approve this request to set Monday, January 13, 2025, at 5:00 p.m., as the date and time of a hearing by the Hearing Examiner to officially determine if majority support for the improvement(s) exists.

**FISCAL IMPACT:**

There is no fiscal impact for setting the hearing to consider formation of the LID.

Fund Number & Name	COST (CC/WBS/ORDER)	OBJECT	Cost Element	Total Amount
N/A				
<b>TOTAL</b>				

**What Funding is being used to support the expense?**

If a majority of the property owners support the LID and the City Council passes an Ordinance creating the LID, funding to support the project would come from:

- 4700-Power Current Fund Capital, Contribution in Aid of Construction (LID Assessments) - \$1,521,999
- 4700-Power Current Fund Capital, Utility Contribution - \$179,547

**Are the expenditures and revenues planned and budgeted in this biennium’s current budget?**

YES.

TPU Power contribution is budgeted at the cost center level.

LID assessments are budgeted at the project level upon passage of the formation Ordinance.

**Are there financial costs or other impacts of not implementing the legislation?**

No.

**Will the legislation have an ongoing/recurring fiscal impact?**

No.

**Will the legislation change the City’s FTE/personnel counts?**

NO.Click or tap here to enter text.

**ATTACHMENTS:**

- Assessment Map
- Aerial Map