



RESOLUTION NO. 38742

1 A RESOLUTION relating to surplus property; setting Tuesday, October 15, 2013, as
2 the date for a public hearing on the proposed sale of 2,115 square feet of
3 real property within Tacoma Rail Mountain Division railroad right-of-way to
4 the Washington State Department of Transportation to accommodate its
5 Interstate 5, M Street to Portland Avenue, HOV Project.

6 WHEREAS the Washington State Department of Transportation (“WSDOT”)
7 desires to purchase property within the Tacoma Rail Mountain Division (“TRMW”)
8 right-of-way for the purpose of widening the Interstate 5 (“I-5”) bridge at the
9 I-5/Interstate 705 (“I-705”)/State Route 7 (“SR-7”) interchange located in the City,
10 and

11 WHEREAS this project widens the northbound and southbound lanes of I-5
12 to four general-purpose lanes, and adds one additional HOV lane, and

13 WHEREAS an additional HOV lane will ensure that transit, vanpools, and
14 carpools can move efficiently through the corridor even when traffic is congested in
15 the adjoining general-purpose lanes, and

16 WHEREAS the property requested by WSDOT is held in fee simple by
17 TRMW, but most other TRMW right-of-way located within the I-5/I-705/SR-7
18 interchange is held by easement rights, and

19 WHEREAS selling fee simple title to WSDOT, while retaining necessary
20 easement rights, is consistent with other TRMW property rights in the area and will
21 provide additional revenue to TRMW, and

22 WHEREAS WSDOT has offered \$10,500 to purchase the subject property in
23 fee, subject to a perpetual easement for continued TRMW railroad operations under
24 the highway overcrossing and an easement for existing storm and sewer lines, and
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WHEREAS TRMW has reviewed WSDOT's plans for the project and has determined that the proposed sale and easement reservation will not affect railroad operations, and

WHEREAS, pursuant to RCW 35.94.040 and TMC 1.06.280, the City Council shall conduct a public hearing on the proposed sale of real property; Now, Therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TACOMA:

Section 1. That a public hearing on the proposed sale of 2,115 square feet of real property within Tacoma Rail Mountain Division railroad right-of-way to the Washington State Department of Transportation to accommodate its I-5, M Street to Portland Avenue, HOV Project shall be held before the City Council in the Council Chambers on the first floor of the Tacoma Municipal Building, 747 Market Street, Tacoma, Washington, on Tuesday, October 15, 2013, at approximately 5:30 p.m. or as soon thereafter as the same may be heard.

Section 2. That the Clerk of the City of Tacoma shall give proper notice of the time and place of said hearing.

Adopted _____

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney