



ORDINANCE NO. 28863

1
2
3 AN ORDINANCE related to the vacation of City right-of-way; vacating two
4 portions of East "N" Street on opposite sides in the same block, lying
5 north of East 25th Street, to facilitate expanded and future use of the
6 property; and adopting the Hearing Examiner's Findings, Conclusions,
7 and Recommendations related thereto.

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

11 BE IT ORDAINED BY THE CITY OF TACOMA:

12 Section 1. That the City Council hereby adopts the Hearing Examiner's
13 Findings, Conclusions, and Recommendations as contained in the Hearing
14 Examiner's Report and Recommendation to the City Council bearing File
15 No. 124.1427 and dated November 14, 2022, which Report is on file in the
16 office of the City Clerk.
17
18
19



1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

Section 2. That the two portions of East "N" Street on opposite sides in the same block, lying north of East 25th Street, legally described as follows:

THAT PORTION OF THE EAST "N" STREET AND BEING A PORTION OF THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER, OF SECTION 10, TOWNSHIP 20 NORTH, RANGE 3 EAST, WILLAMETTE MERIDIAN, IN PIERCE COUNTY, WASHINGTON; SAID PORTION BEING DESCRIBED AS FOLLOWS:

EASTERLY VACATION AREA

BEGINNING AT THE SOUTHWEST CORNER OF PARCEL "A" AS SHOWN ON RECORD OF SURVEY, RECORDED UNDER AUDITOR'S FILE NUMBER 9003010095 OF SAID COUNTY; THENCE ALONG THE NORTH RIGHT-OF-WAY MARGIN OF EAST 25TH STREET, SOUTH 82°39'39" WEST, 12.00 FEET; THENCE LEAVING SAID MARGIN, NORTH 7°17'29" WEST, 129.67 FEET MORE OR LESS TO THE SOUTH LINE OF A 20.00 FOOT WIDE PUBLIC ALLEY LYING BETWEEN BLOCKS 7442 AND 7541 AS SHOWN ON A PLAT ENTITLED "INDIAN ADDITION TO THE CITY OF TACOMA", RECORDED IN VOLUME 7 OF PLATS AT PAGES 30 AND 31, RECORDS OF PIERCE COUNTY; THENCE ALONG SAID SOUTH LINE, NORTH 82°39'40" EAST, 12.00 FEET MORE OR LESS TO THE WESTERLY LINE OF SAID PARCEL "A"; THENCE ALONG SAID WESTERLY LINE OF SAID PARCEL, SOUTH 7°17'29" EAST, 129.68 FEET TO THE POINT OF BEGINNING

AND

WESTERLY VACATION AREA

COMMENCING AT THE SOUTHWEST CORNER OF PARCEL "A" AS SHOWN ON RECORD OF SURVEY, RECORDED UNDER AUDITOR'S FILE NUMBER 9003010095 OF SAID



1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

COUNTY; THENCE ALONG THE NORTH RIGHT-OF-WAY MARGIN OF EAST 25TH STREET, SOUTH 82°39'39" WEST, 71.50 FEET TO THE SOUTHEAST CORNER OF THE PROPERTY DESCRIBED IN STATUTORY WARRANTY DEED, RECORDED UNDER AUDITOR'S FILE NUMBER 201102040259 OF SAID COUNTY (PROPERTY SHOWN ON A RECORD OF SURVEY, RECORDED UNDER AUDITOR'S FILE NUMBER 201102255003 OF SAID COUNTY) AND POINT OF BEGINNING; THENCE LEAVING SAID MARGIN, NORTH 7°17'29" WEST, 129.68 FEET MORE OR LESS TO THE SOUTH LINE OF A 20.00 FOOT WIDE PUBLIC ALLEY LYING BETWEEN BLOCKS 7442 AND 7541 AS SHOWN ON A PLAT ENTITLED "INDIAN ADDITION TO THE CITY OF TACOMA", RECORDED IN VOLUME 7 OF PLATS AT PAGES 30 AND 31, RECORDS OF PIERCE COUNTY; THENCE ALONG SAID SOUTH LINE, NORTH 82°39'40" EAST, 6.49 FEET; THENCE LEAVING SAID SOUTH LINE, SOUTH 50°40'48" EAST, 24.77 FEET; THENCE SOUTH 7°17'29" EAST, 111.66 FEET MORE OR LESS TO AFORESAID NORTH MARGIN OF EAST 25TH STREET; THENCE ALONG SAID MARGIN, SOUTH 82°39'39" WEST, 23.50 FEET TO THE POINT OF BEGINNING.

SITUATE IN THE CITY OF TACOMA, COUNTY OF PIERCE, STATE OF WASHINGTON.

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



1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

reserved, pursuant to the statutes of the state of Washington, the following easements, to-wit:

Tacoma Water

Tacoma Water has a reservation of a City utility easement over the easterly 12 feet of East "N" Street between East 25th Street and the Puyallup Avenue alley.

Passed _____

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney

Property description approved:

Chief Surveyor
Public Works Department

Location: Two portions of East "N" Street on opposite sides in the same block, lying north of East 25th Street
Petitioner: M & A Investments Three, LLC
Request No.: 124.1427