



RESOLUTION NO. 40719

1 A RESOLUTION relating to the vacation of City right-of-way; setting Thursday,
2 January 21, 2021, at 9:00 a.m., as the date for a hearing before the Hearing
3 Examiner on the petition of 1402 Tacoma, LLC, to vacate the air rights over
4 a westerly portion of Tacoma Avenue South, lying southerly of South 14th
5 Street, to facilitate design variability on a residential building project.

6 WHEREAS 1402 Tacoma, LLC, having received the consent of the owners
7 of more than two-thirds of the properties abutting the westerly portion of Tacoma
8 Avenue South, lying southerly of South 14th Street, has petitioned for the vacation
9 of air rights within the following legally described right-of-way area:

10 The westerly 5.00 feet of that portion of Tacoma Avenue
11 South lying adjacent to the following: Lots 1 through 5,
12 inclusive, and the north half of Lot 6, Block 1412, Map of New
13 Tacoma, W.T., according to plat filed for record February 3,
14 1875 in the Office of the County Auditor; and lying between
15 the elevations of 245.63 and 330.63 feet at the northeast
16 corner and between 244.93 and 329.93 feet at the southeast
17 corner. (NGVD29 Vertical datum)

18 Situate in the City of Tacoma, County of Pierce, State of
19 Washington;

20 Now, Therefore,

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

22 Section 1. That Thursday, January 21, 2021, at 9:00 a.m., is hereby fixed
23 as the date and time, and the Council Chambers on the first floor of the Tacoma
24 Municipal Building, 747 Market Street, in the City of Tacoma, or alternatively, a
25 call-in option will be provided until the end of the COVID-19 emergency, as the
26 place when and where the request of 1402 Tacoma, LLC, to vacate the air rights
over a westerly portion of Tacoma Avenue South, lying southerly of South 14th



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

Street, will be heard by the Hearing Examiner and his recommendations thereafter transmitted to the Council of the City of Tacoma.

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:

Property description approved:

Deputy City Attorney

Chief Surveyor
Public Works Department

Location: Air rights over a westerly portion of Tacoma Avenue South, lying southerly of South 14th Street

Petitioner: 1402 Tacoma, LLC

File No.: 124.1422