



ORDINANCE NO. 28315

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3 AN ORDINANCE related to the vacation of City right-of-way; vacating that
4 portion of South 22nd Street lying between the easterly margin of
5 Interstate 705 and the westerly margin of Dock Street; and adopting
6 the Hearing Examiner's Findings, Conclusions, and Recommendations
7 related thereto.

8 WHEREAS all steps and proceedings required by law and by resolution
9 of the City Council to vacate the portion of the right-of-way hereinafter
10 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. 124.1349 and dated July 15, 2015, which Report is on file in the office of
16 the City Clerk.
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Section 2. That portion of South 22nd Street lying between the easterly margin of Interstate 705 and the westerly margin of Dock Street, described as follows:

All that portion of South 22nd Street lying between the Easterly margin of Interstate 705 and the westerly margin of Dock Street, within the Northeast Quarter of the Northwest Quarter of Section 09, Township 20 North, Range 3 East, W.M., within 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 reserved, pursuant to the statutes of the state of Washington, the following easement, to-wit:

An easement is hereby reserved for the operation, maintenance, repair



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and replacement of City of Tacoma utility facilities and Click! Network facilities
over and across the area legally described in Exhibit "A," attached hereto.

Passed _____

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney

Property description approved:

Chief Surveyor
Public Works Department

Location: That portion of South 22nd Street lying between the easterly
margin of Interstate 705 and the westerly margin of Dock Street
Petitioner: City of Tacoma / BNSF Railway Company
Vacation Req. No. 124.1349



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EXHIBIT "A"

Legal Description of Reserved Easement

"A" Street Closure Easement Reservation

A portion of the following described tract of land, hereinafter known as Tract X:

Tract X Description

That portion of the Northeast Quarter of the Northwest Quarter of Section 09, Township 20 North, Range 03 East, W.M, more particularly described as follows:

Commencing at the surface brass monument at the intersection of East 21st and East Dock Street;

Thence South 07°19'58" East along the center line of East Dock Street, a distance of 339.57 feet to the Westerly extension of the South line of Block 2100, Tacoma Land Company's Second Addition to Tacoma, W.T. as recorded in Volume 1 of plats at Page 88, records of Pierce County Auditor and the point of beginning;

Thence North 82°38'01" East along said Westerly extended line a distance of 50.00 feet to the Southwest corner of said Block 2100;

Thence continuing North 82°38'01" East along the south line of said Block 2100, a distance of 7.13 feet;

Thence South 30°01'48" East a distance of 86.69 feet to the North line of Block 2200 of said plat;

Thence South 82°38'01" West along said North line, a distance of 40.55 feet to the Northwest corner of said Block 2200;

Thence continuing South 82°38'01" West a distance of 36.36 feet to the Easterly right-of-way margin for SR-705 at Highway Engineers Station (S-E 3+63.70), 50.68 feet right, per Detail "B" on Sheet 4 of the Washington State Department of Transportation map titled SR 705 Mp 0.02 to Mp 1.49 Tacoma Spur and dated June 20, 1980;



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Thence North 28°01'16" West along said Easterly right-of-way margin, a distance of 85.40 feet to Highway Engineers Station (S-E 4+48.00), 37.00 feet right;

Thence North 82°19'56" East a distance of 16.49 feet to the point of beginning.

Commencing at said Tract X point of beginning;

Thence North 82°38'01" East along said Westerly extended line a distance of 50.00 feet to the Southwest corner of said Block 2100;

Thence continuing North 82°38'01" East along the South line of said Block 2100, a distance of 7.13 feet;

Thence South 30°01'48" East a distance 2.23 feet to a point hereinafter known as Point A;

Thence continuing South 30°01'48" East a distance 8.14 feet to a point hereinafter known as Point B;

Thence continuing South 30°01'48" East a distance 46.45 feet to the point of beginning of a 10.00 foot strip of land lying 5.00 feet of even width on each side of the following described center line;

Thence South 37°38'11" West a distance of 8.68 feet to the terminus of this described center line together with a 15.00 foot strip of land lying 7.50 feet of even width on each side of the following described center line:

Beginning at said Point B;

Thence South 08°04'53" West a distance of 73.03 feet to the Westerly extension of the North line Block 2200, of said Tacoma Land Company's Second Addition to Tacoma, W.T., being the Southerly line of said Tract X and the terminus of this described center line,

Also together with a 10.00 foot strip of land lying 5.00 feet of even width on each side of the following described center line:

Beginning at aforementioned Point A;

Thence South 60°30'59" West a distance of 69.02 feet to the Westerly line of said Tract X and the terminus of this described line.

Sidelines to be extended or shortened to meet at all angle points and at Tract X boundary.