



TO: Elizabeth A. Pauli, City Manager
FROM: Ronda Van Allen, Sr. Real Estate Specialist, Facilities Management Division
Kurtis D. Kingsolver, P.E., Public Works Director/City Engineer *KDK*
COPY: City Council and City Clerk
SUBJECT: Resolution – Setting Public Hearing – April 21, 2020
Street Vacation 124.1411 – Titus-Will Enterprises, Inc.
DATE: March 30, 2020

SUMMARY AND PURPOSE:

A resolution setting Thursday, May 28, 2020, at 1:30 p.m., as the date and time for a hearing before the Hearing Examiner for petitioner’s request to vacate a portion of the dead-end South Oregon Street, lying between the Titus-Will Enterprises, Inc. and Costco Wholesale Corporation properties.

BACKGROUND:

This Department’s Recommendation is Based On: Receipt of a Petition to Vacate public right of way, as filed by Titus-Will Enterprises, Inc., with the cooperation of Costco Wholesale Corporation, for that portion of dead-end South Oregon Street, lying between their respective properties.

COMMUNITY ENGAGEMENT/ CUSTOMER RESEARCH:

Setting of hearing date will affect petitioner and City staff. This resolution to set a hearing date before the Hearing Examiner will initiate the public notice/community engagement process.

2025 STRATEGIC PRIORITIES:

Equity and Accessibility: (Mandatory)

The setting of a hearing date will allow for community engagement and inclusion in the street vacation process.

Identify which Tacoma 2025 strategic goals your legislation most relates to, and then identify the Equity Index Score for those goals in the geography your proposal will affect. Select the indicator(s) this legislation is most related to, then briefly explain how this legislation will impact the selected indicator(s) and/or improve the Equity Index Score.

Civic Engagement: Equity Index Score: Select Index Score.

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

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

Pursuant to Revised Code of Washington (RCW) 35.79 and Tacoma Municipal Code (TMC) 9.22, setting a hearing date will allow the Petition to Vacate to be heard by the Hearing Examiner, who in turn will issue a report of the findings of fact, conclusions of law, and recommendations to the City Council for their consideration.



ALTERNATIVES:

Presumably, your recommendation is not the only potential course of action; please discuss other alternatives or actions that City Council or staff could take. Please use table below.

Alternative(s)	Positive Impact(s)	Negative Impact(s)
1. There are no alternative per RCW 35.79 and TMC 9.22		

EVALUATION AND FOLLOW UP:

Evaluation and follow up will consist of the Hearing Examiner report and recommendation to City Council for final determination.

STAFF/SPONSOR RECOMMENDATION:

The Public Works Department, Facilities Management Division, recommends City Council approve this request to set the Hearing Examiner's public hearing date for Thursday, May 28, 2020, at 1:30 p.m.

FISCAL IMPACT:

Please provide a short summary of the fiscal impacts associated with the grant, agreement, policy action, or other action.

Fund Number & Name	COST OBJECT (CC/WBS/ORDER)	Cost Element	Total Amount
1.			
2.			
TOTAL			

What Funding is being used to support the expense?

There is no Funding source to support the expense of setting a hearing date for street vacation petitions other than the \$500 application fee received from the petitioner to process the Petition to Vacation, which may or may not be full cost recovery for staff time.

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

There are no expenditures/revenues planned and budgeted related to the setting of hearing dates for street vacations. However, any compensation received from petitioner for the value of the right of way shall be deposited in City funds in accordance with TMC 9.22.010.

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

There are no financial costs to the City for not setting a hearing date. However, there may be financial costs to the petitioner.

Will the legislation have an ongoing/recurring fiscal impact?

No. Setting a hearing date does not have an ongoing/recurring fiscal impact.

Will the legislation change the City's FTE/personnel counts?

No. Setting a hearing date does not change the City's FTE/personnel counts.

ATTACHMENTS:

- Aerial Map
- Street Map