



ORDINANCE NO. 28656

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3 AN ORDINANCE related to the vacation of City right-of-way; vacating a portion
4 of South 66th Street right-of-way, lying between South Adams Street
5 and the Central Puget Sound Regional Transit Authority (Sound Transit)
6 railroad corridor lying westerly of South Tacoma Way, for incorporation
7 into the southerly abutting two parcels for business expansion and
8 related commercial use; and adopting the Hearing Examiner's Findings,
9 Conclusions, and Recommendations related thereto.

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

13 BE IT ORDAINED BY THE CITY OF TACOMA:

14 Section 1. That the City Council hereby adopts the Hearing Examiner's
15 Findings, Conclusions, and Recommendations as contained in the Hearing
16 Examiner's Report and Recommendation to the City Council bearing File
17 No. 124.1404 and dated January 16, 2020, which Report is on file in the office
18 of the City Clerk.
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Section 2. That the portion of South 66th Street right-of-way, lying between South Adams Street and the Central Puget Sound Regional Transit Authority (Sound Transit) railroad corridor lying westerly of South Tacoma Way, legally described as follows:

The southerly portion of South 66th Street (also known as Cottage Place), abutting Lots 4 through 10, Block 2, Villa Park, according to the Plat thereof recorded in Book 5 of Plats, Page 60, records of Pierce County, Washington, described as follows:

Beginning at the Northwest corner of said Lot 4, Block 2, Villa Park; Thence North 00°59' 44" East, along the extended westerly margin of said Lot 4, a distance of 56.98 feet;

Thence South 85°55'02" East a distance of 67.56 feet to a northerly angle point in a chain link fence; Thence South 85°07'24" East a distance of 117.69 feet, more or less, to the westerly margin of the Central Puget Sound Regional Transit Authority (Sound Transit) railroad corridor; Thence South 01°59'45" East, along the westerly margin of said railroad corridor, a distance of 48.56 feet to the north line of said Block 2, Villa Park; Thence North 88°03 '05" West, along said north line, a distance of 187.44 feet, more or less, to the Point of Beginning.

All situate in the City of Tacoma, County of Pierce, State of Washington; within the Northeast Quarter of the Northeast Quarter of Section 25, Township 20 North, Range 02 East of the Willamette Meridian;

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



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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 easements, to-wit:

Environmental Services

The City's Environmental Services Department has requested that an easement be retained in the Vacation Area to protect existing utility infrastructure. It is recommended that such an easement be retained as part of the requested vacation.



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Tacoma Power

The Power Division of the City's Department of Public Utilities has requested that an easement be retained in the Vacation Area to protect existing utility infrastructure. It is recommended that such an easement be retained as part of the requested vacation.

Passed _____

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney

Property description approved:

Chief Surveyor
Public Works Department

Location: A portion of South 66th Street right-of-way, lying between South Adams Street and the Central Puget Sound Regional Transit Authority (Sound Transit) railroad corridor lying westerly of South Tacoma Way.

Petitioners: Steve and Darlene Guiberson
Vacation Req. No. 124.1404