



## RESOLUTION NO. 40156

1 A RESOLUTION relating to surplus property; declaring certain real property owned  
2 by the Department of Public Utilities, Light Division (d.b.a. "Tacoma Power"),  
3 consisting of approximately 1.65 acres of property located southerly of  
4 SR 702 at Kinsman Road East in the Graham-Eatonville vicinity of  
5 unincorporated Pierce County, Washington, surplus to the needs of the City;  
6 and authorizing the negotiated sale and conveyance of said to Todd and  
7 Zana Layland for the sum of \$12,000.

8 WHEREAS the City of Tacoma, Department of Public Utilities, Light Division  
9 (d.b.a. "Tacoma Power"), owns approximately 1.65 acres of property located  
10 southerly of SR 702 at Kinsman Road East in the Graham-Eatonville vicinity of  
11 unincorporated Pierce County, Washington, identified as a portion of Pierce  
12 County Assessor Tax Parcel No. 0317271011 ("Property"), with an estimated  
13 market value of \$12,000, as more fully described in the documents on file in the  
14 office of the City Clerk, and

15 WHEREAS the Property is a small portion of Tacoma Power's right-of-way  
16 currently used for electrical distribution, and Tacoma Power has determined the  
17 Property is no longer essential for continued effective utility service , and

18 WHEREAS Todd and Zana Layland desire to purchase the Property to  
19 allow legal access to their property for development of a two-lot residential short  
20 plat, and have offered to purchase the Property for \$12,000, which is deemed  
21 acceptable by Tacoma Power and the Department of Public Works, Real Property  
22 Services Division, and

23 WHEREAS, as the Laylands develop their property adjacent to the Property,  
24 a portion of the Property necessary to maintain a public roadway will be dedicated  
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1 to Pierce County for continued use of the public road, and Tacoma Power will  
2 retain a permanent easement therein for current and future operations, and

3 WHEREAS the Department of Public Works proceeded with the negotiated  
4 disposition process pursuant to Tacoma Municipal Code ("TMC") 1.06.280.F, and

5 WHEREAS, on September 26, 2018, by adoption of Public Utility Board  
6 Resolution No. U-11026, the Property was declared surplus to Tacoma Power's  
7 needs and approved for sale, pending confirmation from the City Council, and

8 WHEREAS, on October 23, 2018, pursuant to RCW 35.94.040 and  
9 TMC 1.06.280, the City Council conducted a public hearing on the proposed sale  
10 of said Property, and  
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12 WHEREAS, there being no foreseeable need for continued City ownership  
13 of the Property, the sale of said Property appears to be in the best interests of the  
14 City, pending final approval from the City Council; Now, Therefore,

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

16 Section 1. That continued ownership of approximately 1.65 acres of  
17 property located southerly of SR 702 at Kinsman Road East in the Graham-  
18 Eatonville vicinity of unincorporated Pierce County, Washington, identified as a  
19 portion of Pierce County Assessor Tax Parcel No. 0317271011 ("Property"), owned  
20 by the City of Tacoma, through its Department of Public Utilities, Light Division, is  
21 not essential to the needs of the City and is hereby declared surplus pursuant to  
22 RCW 35.22.020 and Article I, Section 1.2, and Article IX, Section 9.1, of the  
23 Tacoma City Charter.  
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Section 2. That the proper officers of the City are hereby authorized to execute all necessary documents to convey the subject Property to Todd and Zana Layland, for the amount of \$12,000, said documents to be substantially in the form of those on file in the office of the City Clerk.

Adopted \_\_\_\_\_

\_\_\_\_\_  
Mayor

Attest:

\_\_\_\_\_  
City Clerk

Approved as to form:

\_\_\_\_\_  
Chief Deputy City Attorney

Requested by Public Utility Board  
Resolution No. U-11026