



ORDINANCE NO. 28313

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3 AN ORDINANCE related to the vacation of City right-of-way; vacating that
4 certain alley lying between East 25th Street and East 26th Street, from
5 the easterly margin of East G Street to the westerly margin of
6 East J Street, to allow for construction of the Sound Transit Tacoma
7 Trestle Replacement Project; and adopting the Hearing Examiner's
8 Findings, Conclusions, and Recommendations related thereto.

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

12 BE IT ORDAINED BY THE CITY OF TACOMA:

13 Section 1. That the City Council hereby adopts the Hearing Examiner's
14 Findings, Conclusions, and Recommendations as contained in the Hearing
15 Examiner's Report and Recommendation to the City Council bearing File
16 No.124.1355 and dated July 6, 2015, which Report is on file in the office of the
17 City Clerk.
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Section 2. That the portion of the alley lying between East 25th Street and East 26th Street, from the easterly margin of East G Street to the westerly margin of East J Street, described as follows:

All that certain alley right-of-way lying between and abutting Blocks 7627, 7528, 7629, 7530, 7631, and 7532 of The Tacoma Land Company's First Addition to Tacoma, W.T., according to the Plat thereof recorded July 7, 1884, records of Pierce County, Washington.

Also, that certain alley lying between and abutting vacated McKinley Avenue, as vacated by City of Tacoma Ordinance Numbers 3152 and 22436; and that alley lying between and abutting vacated East "I" Street, as vacated by City of Tacoma Ordinance Numbers 3129 and 16428, all records of Pierce County, Washington.

Situate in 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 the following easements reservations or easement related conditions are complied with, pursuant to the statutes of the state of Washington, to-wit:



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City of Tacoma (Environmental Services)

- a. Prior to final vacation, the existing 8” sanitary sewer main must be relocated, operational, and accepted by the City’s Environmental Services Director, at the Petitioner’s sole expense.
- b. Upon effectiveness of this ordinance, a 30-foot wide easement will be hereby reserved within the vacated McKinley Avenue alignment, centered on the existing 12” sanitary sewer main and appurtenances.

Passed _____

Mayor

Attest:

City Clerk

Approved as to form:

Property description approved:

Deputy City Attorney

Chief Surveyor
Public Works Department

Location: That certain alley lying between East 25th Street and East 26th Street, from the easterly margin of East G Street to the westerly margin of East J Street

Petitioner: Central Puget Sound Regional Transit Authority d/b/a Sound Transit

Vacation Req. No. 124.1355