RESOLUTION NO. 41582

A RESOLUTION relating to the conversion of overhead utilities to underground; setting Monday, January 13, 2025, at 5:00 p.m., as the date to reconvene a hearing before the Hearing Examiner to consider the construction of certain improvements and to form Local Improvement District No. 7731 in order to provide long-term financing for the improvements.

WHEREAS the City has received Advisory Survey Nos. 8596 and 8668, which received the consent of a majority of property the owners for the conversion of the existing overhead electrical primary, telephone and cable television lines to underground along:

- Waterview Street from North 49th Street southeasterly 4,400 feet, more or less, also along Dale Street from Waterview Street southwesterly 100 feet, more or less;

- North 43rd Street from Ruston Way to Tacoma Utility Pole No. 19510 being approximately 160 feet southwesterly of Waterview Street; and

WHEREAS the real property to be benefited by the improvements, and which will constitute Local Improvement District ("L.I.D.") No. 7731, is described as follows:

> Those portions of; the Northeast Quarter of the Southwest Quarter of Section 24, Township 21 North, Range 02 East, W.M., also, the Southwest Quarter of the Southeast Quarter of Section 24, Township 21 North, Range 02 East, W.M., also the North half of the Northeast Quarter of Section 25, Township 21 North, Range 02 East, W.M., more particularly described as follows:
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> Platted Property:
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> Lots 1 through 10, Blocks 5 and 6; Lots 1 through 10, Block 4; Lots 4 through 10, Block 3; **Mason's Shoreline Addition to Tacoma, W.T;** as per plat recorded in Volume 1, Page 108, filed August 8, 1887, records of Pierce County Auditor; situate in the City of Tacoma, County of Pierce, State of Washington;

Except the Northeasterly 40 feet of said Blocks 3, 4, 5 and 6 as conveyed to the City of Tacoma by Warranty Deed recorded under Auditor's File No. 336584 and as conveyed per Pierce County Superior Court Cause Judgement No. 30048;

Together with those portions of vacated Herriott Street abutting said Blocks 3 and 4 per City of Tacoma Ordinance 19939.

Together with that portion of vacated Herriott Street and alley abutting said Block 4 and vacated Herriott Street abutting said Block 3 per City of Tacoma Ordinance 28325 re-recorded under Auditor's recording number 201612080490.

Together with that portion of vacated North Waterview Street abutting said Block 3 and a portion of said Block 4 per City of Tacoma Ordinance 28325 re-recorded under Auditor's recording number 201612080490.

Lots 1 through 12, Block 7; Lots 1 through 16, Block 8; **Woodruff's Second Addition to Tacoma, Pierce County, W.T;** as per plat recorded in Volume 3, Page 61, filed August 2, 1889, records of Pierce County Auditor; situate in the City of Tacoma, County of Pierce, State of Washington;

Except the Northeasterly 40 feet of said Lot 1, Block 7 and the Northeasterly 40 feet of Lots 1 through 12, Block 8 as conveyed to the City of Tacoma by Warranty Deed recorded under Auditor's File No. 336584.

Together with the West half of vacated North Stevens Street, abutting Lots 6 through 12 of said Block 6 and the East half of vacated North Stevens Street, abutting said Block 7 per City of Tacoma Ordinance 10431 under Auditor's recording number 988765.

Together with that portion of vacated North Waterview Street abutting said Blocks 7 and 8 per City of Tacoma Ordinance 28325 re-recorded under Auditor's recording number 201612080490.

Together with a portion of North 46th Street (Water Street and First Street) vacated per City of Tacoma Ordinance 28325 re-recorded under Auditor's recording number 201612080490.

Lots 1 and 2, Block 10; Lots 1 through 10, Block 9; Lots 1 through 10, Block 8; Lots 1 through 10, Block 7 and the North 6 feet of Lot 3; Lots 1 through 10, Block 6; **Mason's Water Front Addition to Tacoma W.T;** as per plat recorded in Volume 1, Page 98, filed June 21, 1886, records of Pierce County Auditor; situate in the City of Tacoma, County of Pierce, State of Washington.

Except the Northeasterly 40 feet of said Blocks 6, 7, 8, 9 and 10 as conveyed to the City of Tacoma by Warranty Deed recorded under Auditor's File No. 336584.

Together with the Southerly half of vacated Morrison Street and vacated Northeasterly half of alley abutting said Block 9 per City of Tacoma Ordinance 15259 and the Northerly half of vacated Morrison Street abutting said Block 10 per City of Tacoma Ordinance 28325 re-recorded under Auditor's recording number 201612080490.

Together with that portion of vacated North 42nd Street and the Northeasterly half of vacated alley abutting said Block 7 per City of Tacoma Ordinance 16922.

Together with the Northeasterly half of the vacated alley abutting said Block 6 per City of Tacoma Ordinance 15846.

Also, that portion of vacated McIntosh Street per City of Tacoma Ordinance 18104.

Lots 1 through 10, Block 17; Lots 5 through 9, Block 13; Lots 1 through 8, Block 12; Lots 5 through 10, Block 7; **Wallaces Addition to Tacoma City, W.T.**; as per plat recorded in Volume 1, Page 61, filed July 11, 1883, records of Pierce County Auditor; situate in the City of Tacoma, County of Pierce, State of Washington.

Except the Northeasterly 40 feet of said Blocks 7, 12 and 17 as conveyed to the City of Tacoma by Warranty Deeds recorded under Auditor's File No. 336584 and No. 349702.

Together with that portion of vacated North Waterview Street, Dale Street and alley abutting said Block 17 per City of Tacoma Ordinance 17956.

Unplatted Property:

That portion of the Northwest Quarter of the Northeast quarter of Section 25, Township 21 North, Range 02 East, W.M., described as lying between a line parallel with and 140 feet Southwesterly from the centerline of Waterview Street, between the Southerly line of said **Mason's Water Front Addition to Tacoma W.T.** and the Westerly line of said **Wallaces Addition to Tacoma City, W.T.**

Except the Northeasterly 40 feet conveyed to the City of Tacoma by Warranty Deed recorded under Auditor's File No. 336584;

Together with Northeasterly 20 feet of Waterview Street abutting as vacated per City of Tacoma Ordinance 17956.

All situate in the City of Tacoma, County of Pierce, State of Washington; and

WHEREAS the estimated cost of the improvements described above is $1,701,546, except the sum of $179,547, with the balance assessed against property benefitted by the improvements, and

WHEREAS the actual assessments may vary from assessment estimates, so long as they do not exceed a figure equal to the increased true and fair value the improvement adds to the property, and

WHEREAS, at the option of the property owners, the assessments levied against the property shall become due and payable in cash, without interest, within 30 days after publication of notice of assessment, or in 20 equal annual installments with interest on deferred payments at a rate to be hereafter fixed, but in no event greater than one-half percent above the rate of interest fixed upon sale of bonds for the L.I.D No. 7731, and

WHEREAS, pursuant to Section 35.43.125 RCW, a public hearing shall be reconvened on the creation of a proposed L.I.D. that is initiated by Advisory Survey Nos. 8596 and 8668; Now, Therefore,

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

Section 1. That Monday, January 13, 2025, at 5:00 p.m., is hereby fixed as the date and time, and the Council Chambers on the first floor of the Tacoma Municipal Building, 747 Market Street, as the place, or alternatively, a call-in option will be provided, when and where said request will be heard by the Hearing Examiner of the City of Tacoma and that all persons who may desire to object to the formation of the Local Improvement District No. 7731 shall do so in writing and file such remonstrance with the City Clerk before 5:00 p.m. on Monday, January 13, 2025, or shall appear and present their objections at the reconvened hearing before the Hearing Examiner of the City of Tacoma and that his recommendations thereafter be transmitted to the Council of the City of Tacoma.

Section 2. That the Department of Public Works shall give proper notice of the time and place of said hearing by mail at least 15 days before the date set for the hearing to the owners or reputed owners of all lots, tracts, and parcels of land or other property to be specially benefitted by the proposed improvements, as shown on the rolls of the county assessor, directed to the address shown thereon, as required by law.

Section 3. That the City Clerk shall publish this resolution in the official newspaper of the City of Tacoma, as required by law.

Section 4. That the Department of Public Works shall give proper notice of the hearing, as required by law.

Adopted _____

_____
Mayor

Attest:

_____
City Clerk

Approved as to form:

_____
Deputy City Attorney

Property description approved:

_____
Chief Surveyor
Public Works Department