RESOLUTION NO. 38722

A RESOLUTION relating to the City’s open space assessment program; designating property owned by Norma J. Sands and Linnea C. Sands, located at 615 South 82nd Street, as open space for property tax purposes under the City and Pierce County’s Open Space Current Use Assessment program.

WHEREAS Norma J. Sands and Linnea C. Sands, the owners of multiple parcels located at 615 South 82nd Street (“Sands Property”), have requested that their property be renewed into the statewide Open Space Current Use Assessment program, and

WHEREAS this classification would reduce the property taxes assessed to the Sands Property on an ongoing basis, contingent upon its continued use as an open space area, and

WHEREAS the Planning Commission (“Commission”) completed its review of the application through a public process, including a public hearing on May 1, 2013, and recommends approval of the renewal, and

WHEREAS the Infrastructure, Planning, and Sustainability Committee reviewed the application and the Commission’s Findings and Recommendations Report, and issued a recommendation for adoption on July 24, 2013, contingent upon the completion of the City Council’s review process, and

WHEREAS, as part of the review, in accordance with Tacoma Municipal Code (“TMC”) 13.08, the application must be processed in the same manner as a Comprehensive Plan amendment, in which the City Council must conduct a public hearing on the matter prior to making its recommendation to Pierce County, which administers the program on behalf of the state, and
WHEREAS, on July 30, 2013, the City Council conducted a public hearing concerning the proposed Open-Space Current Use assessment, and

WHEREAS RCW 84.34.037 provides that applications for classification of land in an incorporated area shall be finally acted upon by: (a) a granting authority composed of three members of the county legislative body and three members of the city legislative body in which the land is located, in a meeting where members may be physically absent but participating through telephonic connection; or (b) separate affirmative acts by both the county and city legislative bodies, where both bodies affirm the entirety of an application without modification or both bodies affirm an application with identical modifications, and

WHEREAS, on July 23, 2013, pursuant to Pierce County Ordinance 2013-41, the Pierce County Council affirmed, without modification, the Sands' application for Open Space Classification under the Current Use Assessment program and transmitted this affirmation to the City Clerk's office as of August 2, 2013, and

WHEREAS final concurring action can now be taken by the City; Now, Therefore,

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

That the application of Norma J. Sands and Linnea C. Sands, for an Open-Space Current Use Assessment for property located at 615 South 82nd Street, is hereby approved and said property is designated as open space for property tax purposes under the City and Pierce County's Open Space Current Use Assessment program.
Use Assessment program, all as more specifically set forth in the documents on file
in the office of the City Clerk.

AUG 20 2013

Adopted ___________________________  

Mayor

Attest:

[Signature]

City Clerk

Approved as to form:

[Signature]

Deputy City Attorney