



## Legislation Passed January 10, 2017

The Tacoma City Council, at its regular City Council meeting of January 10, 2017, adopted the following resolutions and/or ordinances. The summary of the contents of said resolutions and/or ordinances are shown below. To view the full text of the document, click on the bookmark at the left of the page.

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### **Resolution No. 39629**

A resolution setting Thursday, February 16, 2017, at 9:00 a.m., as the date for a hearing by the Hearing Examiner on the request to vacate a sub-surface portion of Court E, lying between South 13th and South 15th Streets, to accommodate the Petitioner's existing building wall. (Alma Mater, LLC; File No. 124.1375)

[Troy Stevens, Senior Real Estate Specialist;  
Kurtis D. Kingsolver, P.E., Director, Public Works]

### **Resolution No. 39630**

A resolution appointing and reappointing individuals to the Landmarks Preservation Commission.

[Doris Sorum, City Clerk; Elizabeth Pauli, City Attorney]

### **Resolution No. 39631**

A resolution authorizing the execution of a Quitclaim Deed to release any interest of the City in a 30,009 square-foot area of Bay Street, also known as East 28th Street, to facilitate the current Washington State Department of Transportation I-5/Portland Avenue to Port of Tacoma Road Project - Northbound HOV, and a property transfer to the Puyallup Tribe of Indians.

[Troy Stevens, Senior Real Estate Specialist;  
Kurtis D. Kingsolver, P.E., Director, Public Works]

### **Resolution No. 39632**

A resolution appointing Council Member Keith Blocker to the Tacoma-Pierce County Board of Health for the year 2017.

[Mayor Strickland]



## RESOLUTION NO. 39629

1 A RESOLUTION relating to the vacation of City right-of-way; setting Thursday,  
2 February 16, 2017, at 9:00 a.m., as the date for a hearing before the City  
3 of Tacoma Hearing Examiner on the petition of Alma Mater, LLC, to  
4 vacate a sub-surface portion of Court E, lying between South 13th and  
5 South 15th Streets, to accommodate the Petitioner's existing building wall.

6 WHEREAS Alma Mater, LLC, having received the consent of the owners  
7 of more than two-thirds of the properties abutting the sub-surface portion of  
8 Court E, lying between South 13th and South 15th Streets, has petitioned for  
9 the vacation of the following legally described right-of-way area:

10 That part of the public alley lying between Blocks 1310 and 1311 of  
11 the Map of New Tacoma, Washington Territory, according to the  
12 plat thereof recorded February 3, 1875, records of the Pierce  
13 County Auditor, and as shown on survey recorded November 16,  
14 2015 under Auditor's File No. 201511165001, described as follows:

15 Beginning at the Southwest corner of Lot 13 of said Block 1310;  
16 thence N 7°23'27" W along the west line of said Block 1310 for  
17 104.92 feet; thence S 82°36'33" W for 5.00 feet; thence  
18 S 7°23'27" E for 47.21 feet; thence S 82°36'33" W for 3.21 feet;  
19 thence S 7°23'27" E for 5.04 feet; thence N 82°36'33" E for  
20 3.21 feet; thence S 7°23'27" E for 52.67 feet to the westerly  
21 extension of the south line of said Lot 13; thence N 82°37'54" E for  
22 5.00 feet to the point of beginning.

23 Containing of 540.8 square feet.

24 City of Tacoma, Pierce County, Washington;

25 Now, Therefore,

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

Section 1. That Thursday, February 16, 2017, at 9:00 a.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, in the City of Tacoma, as the



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place when and where said request will be heard by the Hearing Examiner and her recommendations thereafter transmitted to the Council of the City of Tacoma.

Section 2. That the Clerk of the City of Tacoma shall give proper notice of the time and place of said hearing.

Adopted \_\_\_\_\_

\_\_\_\_\_  
Mayor

Attest:  
  
\_\_\_\_\_  
City Clerk

Approved as to form:  
  
\_\_\_\_\_  
Deputy City Attorney

Property description approved:  
  
\_\_\_\_\_  
Chief Surveyor  
Public Works Department

Location: Sub-surface portion of Court E, lying between South 13th and South 15th Streets  
Petitioner: Alma Mater, LLC  
File No.: 124.1375



# RESOLUTION NO. 39630

1 BY REQUEST OF COUNCIL MEMBERS IBSEN, McCARTHY, AND MELLO

2 A RESOLUTION relating to committees, boards, and commissions; appointing and  
3 reappointing individuals to the Landmarks Preservation Commission.

4 WHEREAS vacancies exist on the Landmarks Preservation Commission,  
5 and

6 WHEREAS, at its meeting of December 14, 2016, the Infrastructure,  
7 Planning, and Sustainability Committee recommended the appointment and  
8 reappointment of individuals to said committee, and

9 WHEREAS, pursuant to the City Charter Section 2.4 and the Rules,  
10 Regulations, and Procedures of the City Council, the persons named on Exhibit "A"  
11 have been nominated to serve on the Landmarks Preservation Commission; Now,  
12 Therefore,

13  
14 BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TACOMA:

15 That those nominees to the Landmarks Preservation Commission, listed on  
16 Exhibit "A" are hereby confirmed and appointed or reappointed as members of  
17 such commission for such terms as are set forth on the attached Exhibit "A."  
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19 Adopted \_\_\_\_\_

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21 \_\_\_\_\_  
22 Mayor

23 Attest:  
24 \_\_\_\_\_  
25 City Clerk

26 Approved as to form:  
\_\_\_\_\_  
City Attorney



## EXHIBIT "A"

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### LANDMARKS PRESERVATION COMMISSION

Appointing **Kevin Bartoy** to the At-Large No. 1 position to fill an unexpired term to expire December 31, 2017.

Appointing **Kenneth House** to the Professional No. 1 position for a three-year term to expire December 31, 2019.

Reappointing **Jeff Williams** to the Professional No. 2 position for a three-year term to expire December 31, 2019.

Reappointing **Jonah Jensen** to the Architect No. 2 position for a three-year term to expire December 31, 2019.



## RESOLUTION NO. 39631

1 A RESOLUTION relating to surplus property, authorizing the execution of a  
2 Quitclaim Deed to release any interest of the City of Tacoma in a  
3 30,009 square feet area of Bay Street, also known as East 28th Street, to  
4 facilitate the current Washington State Department of Transportation  
Interstate 5/Portland Avenue to Port of Tacoma Road Project –  
Northbound HOV, and a property transfer to the Puyallup Tribe of Indians.

5 WHEREAS the subject property, as more particularly described in the  
6 attached Exhibit "A" ("Property"), was originally platted as South 28th Street in  
7 the Map of The Indian Addition, recorded May 1, 1896, and  
8

9 WHEREAS, in the years following, the Washington State Department of  
10 Transportation ("WSDOT") obtained the Property by operation of law for the  
11 SR-5 project; however, in July 1965, the Washington State Highway Commission  
12 determined that the area was no longer needed, and the Property was to be  
13 returned to the affected city or town, and  
14

15 WHEREAS, pursuant to Resolution No. 18236, the City agreed to accept  
16 the certification and decision of the Commission; however, the Property was  
17 never officially conveyed to the City, which left ownership status uncertain, and  
18

19 WHEREAS it is necessary to release any interest the City may have in the  
20 Property to facilitate the current WSDOT I-5/Portland Avenue to Port of Tacoma  
21 Road Project – Northbound HOV; Now, Therefore,

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

23 That the proper officers of the City are hereby authorized to execute and  
24 deliver a Quitclaim Deed to release any interest of the City of Tacoma in a  
25 30,009 square feet area of Bay Street, also known as East 28th Street, as more  
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particularly described in the attached Exhibit "A," to facilitate the current Washington State Department of Transportation Interstate 5/Portland Avenue to Port of Tacoma Road Project – Northbound HOV, said document to be substantially in the form of the deed on file in the office of the City Clerk.

Adopted \_\_\_\_\_

\_\_\_\_\_  
Mayor

Attest:

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

Approved as to form:

Legal Description Approved:

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

\_\_\_\_\_  
Chief Surveyor  
Public Works Department



**EXHIBIT "A"**

**LEGAL DESCRIPTION**

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All that portion of (Old) 28th Street lying Southerly and Easterly of a line beginning at Highway Engineer's Station (hereinafter referred to as HES) 5E 40+31.61 on the 5E line survey of SR 5, PORTLAND AVENUE. I/C TO PORT OF TACOMA RD. I/C VIC. and 25 feet Southwesterly therefrom; thence Northwesterly, parallel with said 5E line survey, to a point opposite HES 5E 36+15 thereon; thence Westerly to a point opposite HES 5E 34+51.94 L/A on said 5E line survey and 46.07 feet Southerly therefrom; thence Southerly, at Right Angle, to a point opposite HES 5E 34+73.37 on said line survey and 122.47 feet Southerly therefrom, said point being on the Southerly boundary line of (Old) 28th Street; thence Easterly to the Point of Beginning.

The specific details concerning the lands herein described are to be found on sheets 6 and 7 of that certain plat entitled SR 5, PORTLAND AVE. I/C TO PORT OF TACOMA RD. I/C VIC., now of record and on file in the office of the Secretary of Transportation at Olympia, and bearing date of approval of March 18, 2010, revised April 19, 2012.





# RESOLUTION NO. 39632

BY REQUEST OF MAYOR STRICKLAND

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A RESOLUTION relating to committees, boards, and commissions; appointing Council Member Keith Blocker to the Tacoma-Pierce County Board of Health for the year 2017.

WHEREAS the Mayor and City Council members are called upon to serve on a number of local, regional, state, and national committees, boards, and commissions, and

WHEREAS a vacancy currently exists on the Tacoma-Pierce County Board of Health, and Council Member Blocker currently serves as an alternate for said Board, and

WHEREAS, pursuant to the Tacoma City Charter and the rules, regulations, and procedures of the City Council, Council Member Blocker has been nominated to serve as a member of the Tacoma-Pierce County Board of Health for the year 2017; Now, Therefore,

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

That the appointment of Council Member Keith Blocker, as a member of the Tacoma-Pierce County Board of Health for the year 2017, is hereby confirmed.

Adopted \_\_\_\_\_

\_\_\_\_\_  
Mayor

Attest:  
\_\_\_\_\_  
City Clerk

Approved as to form:  
\_\_\_\_\_  
City Attorney