

ORDINANCE NO. 337

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF UNIVERSITY PLACE, WASHINGTON, VACATING A PORTION OF ROADWAY AT THE SOUTHWEST CORNER OF THE INTERSECTION OF 64th STREET WEST (aka CHAMBERS CREEK ROAD WEST) AND GRANDVIEW DRIVE WEST TO PIERCE COUNTY

WHEREAS, the City Council of the City of University Place has the legislative authority to vacate a public street or a portion of a public right-of-way, pursuant to RCW 35.79.010; and

WHEREAS, the City Council adopted Resolution No. 333 on January 22, 2002, that initiated the process to vacate a portion of roadway at the southwest corner of the intersection of 64th Street West (aka Chambers Creek Road West) and Grandview Drive West and set a public hearing of this matter for March 18, 2002; and

WHEREAS, twenty days written notice of the time, place and purpose of the hearing on said roadway vacation was posted in three of the most public places in the City and like notices were posted in conspicuous places at the proposed right-of-way vacation site; and

WHEREAS, notice of the public hearings was published in the City's official newspaper; and

WHEREAS, fifteen days advance written notice of the hearing was mailed to the owners or reputed owners of all lots, tracts or parcels of land or other property abutting upon that part of the street sought to be vacated, as shown on the rolls of the County Treasurer and to the owners of properties which lie within 300 feet beyond the street to be vacated, measuring in both directions from the area to be vacated; and

WHEREAS, the City Clerk did not receive written objections from fifty percent of the property owners abutting upon that part of the street sought to be vacated prior to the time of the public hearing; and

WHEREAS, a public hearing was conducted by the City Council on March 18, 2002, when Council Members heard testimony, deliberated on this matter, and then voted to pass this Ordinance granting the street vacation; and

WHEREAS, the City Council finds it is in the public interest to vacate that portion of roadway at the southwest corner of the intersection of 64th Street West and Grandview Drive West, legally described in Section 1 below; NOW THEREFORE,

THE CITY COUNCIL OF THE CITY OF UNIVERSITY PLACE, WASHINGTON, DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. Vacation of Street Right-of-Way. The portion of the intersection of 64th Street West and Grandview Drive West, University Place, Washington, legally described below, is hereby vacated:

LEGAL DESCRIPTION

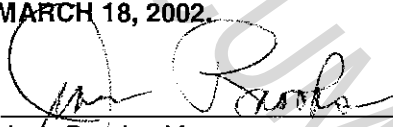
BEGINNING AT THE SOUTHWEST CORNER OF SECTION 21, TOWNSHIP 20 NORTH, RANGE 2 EAST, OF THE W.M., IN PIERCE COUNTY, WASHINGTON; THENCE NORTH 00° 06'50" WEST 241.96 FEET, ALONG THE WEST LINE OF SAID SECTION 21; THENCE NORTH 89°53'10" EAST 2.50 FEET TO THE BEGINNING OF A NON-TANGENT CURVE TO THE LEFT, THE CENTRAL POINT OF WHICH BEARS NORTH 89°53'10" EAST AND HAVING A RADIUS OF 265.50 FEET; THENCE SOUTHEASTERLY AN ARC DISTANCE OF 418.98 FEET AND THROUGH A CENTRAL ANGLE OF 90°25'04" TO A POINT 25.50 FEET SOUTHERLY OF THE SOUTH LINE OF SAID SECTION 21; THENCE SOUTH 00°31'54" EAST 4.50 FEET; THENCE SOUTH 89°28'06" WEST 269.98 FEET MORE OR LESS, PARALLEL WITH AND 30.00 FEET SOUTHERLY OF THE SOUTH LINE OF SAID SECTION 21 TO THE WEST LINE OF SECTION 28, TOWNSHIP 20 NORTH, RANGE 2 EAST; THENCE NORTH 00°06'50" WEST 30.00 FEET, ALONG THE WEST LINE OF SAID SECTION 28, TO THE POINT OF BEGINNING.

Section 2. Compensation for Vacation. The City of University Place has been compensated for this street vacation pursuant to its Interlocal Agreement with Pierce County [Reference Section 2(H)], adopted by Resolution No. 258 on February 7, 2000.

Section 3. Authorizing the Public Works Director to Execute All Necessary Documents and Approve all Utility Easements to Effectuate the Partial Street Vacation. The Public Works Director is authorized to execute all necessary documents to effectuate the partial street vacation. This includes, but is not limited to, preservation of easements for all utilities in a form acceptable to the Public Works Director and recording a Quit Claim Deed for the vacated right of way with the Pierce County Auditor.

Section 4. Publication and Effective Date. A summary of this Ordinance consisting of its title shall be published in the official newspaper of the City. This Ordinance shall be effective five (5) days after such publication.

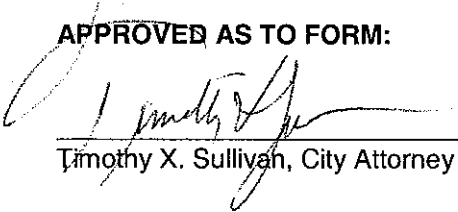
PASSED BY THE CITY COUNCIL ON MARCH 18, 2002.


Jean Brooks, Mayor

ATTEST:


Catrina Craig, City Clerk

APPROVED AS TO FORM:


Timothy X. Sullivan, City Attorney

Published: 3/21/02
Effective Date: 3/26/02