

RESOLUTION NO. 299

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF UNIVERSITY PLACE, WASHINGTON, SETTING A PUBLIC HEARING ON APRIL 23, 2001 AT 7:00 P.M. ON A RESOLUTION TO VACATE APPROXIMATELY THE NORTH FIFTEEN FEET OF THAT PORTION OF THE 31<sup>ST</sup> STREET WEST RIGHT OF WAY THAT LIES WEST OF THE BRIDGEPORT WAY WEST RIGHT OF WAY AND ABUTS TAX PARCEL NO. 4480100360 TO JEFFREY R. & MARCIE L. ALLEN, THE ABUTTING PROPERTY OWNERS

WHEREAS, the City of University Place entered into a settlement agreement in Pierce County Cause No. 99-2-05978-1 with Jeffrey R. & Marcie L. Allen, in which the City agreed to commence a right of way vacation proceeding in favor of the Allens for a portion of 31<sup>st</sup> Street West; and

WHEREAS, the value of that portion of 31<sup>st</sup> Street West which is to be vacated was considered during and factored into the settlement of the City's condemnation action against certain other real property owned by the Allens; and

WHEREAS, the City previously agreed to waive fees and charges incident to this right-of-way vacation; NOW, THEREFORE,

THE CITY COUNCIL OF THE CITY OF UNIVERSITY PLACE, WASHINGTON, RESOLVES AS FOLLOWS:

1. Setting a Public Hearing. The City Clerk is directed to set a Public Hearing on Monday, April 23, 2001 at 7:00 PM on a street vacation resolution. The City proposes to vacate approximately the northerly 15 feet of the 31<sup>st</sup> Street West right of way lying west of the Bridgeport Way West right of way that abuts the south edge of tax parcel number 4480100360. The legal description of the area proposed to be vacated is in Exhibit A attached and incorporated by this reference. The legal description shall be controlling.

2. Providing for Public Notices of the Street Vacation Resolution.

(A) The City Clerk shall publish an official notice of the public hearing date and shall post a notice of the public hearing on this resolution to vacate a portion of 31<sup>st</sup> Street West in three of the most public places of the City as required in RCW 35.79.020.

(B) The Public Works Department shall post prominent notices of the public hearing date about the proposed right of way vacation. Such notices shall be posted on 31<sup>st</sup> Street West at either end of that portion of the right of way to be vacated. The Public Works Department shall also provide the written notices required by RCW 35.79.020 to be given to abutting property owners fifteen days before the public hearing.

ADOPTED THE CITY COUNCIL ON MARCH 5, 2001.

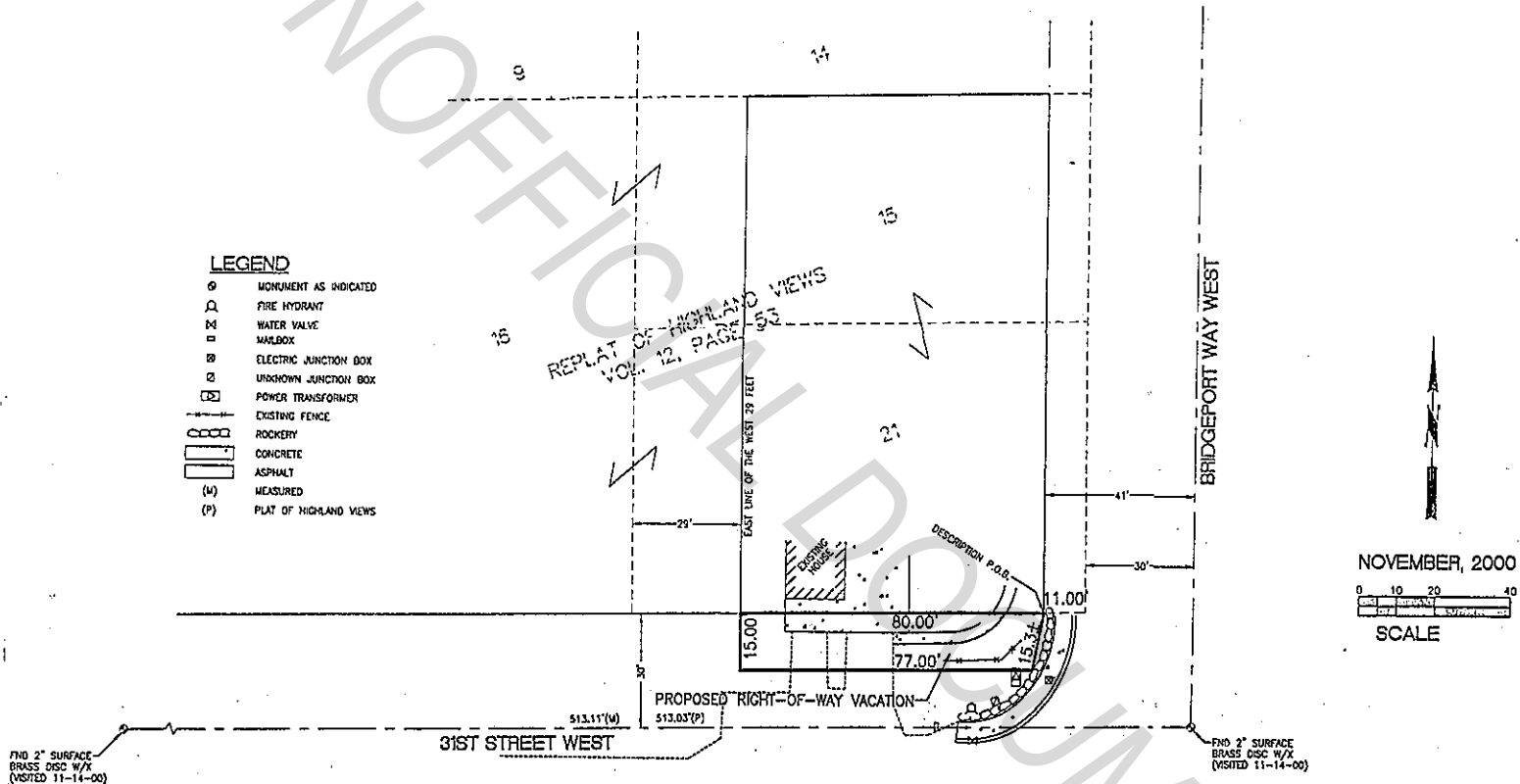
  
Lorna Smith, Mayor

ATTEST:

  
Catrina Craig, CMC  
City Clerk

# RIGHT-OF-WAY VACATION EXHIBIT

A PORTION OF SECTION 10, TOWNSHIP 20 NORTH, RANGE 2 EAST, W.M.  
PIERCE COUNTY, WASHINGTON



## LEGAL DESCRIPTION

THAT PORTION OF 31ST STREET WEST, IN THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 10, TOWNSHIP 20 NORTH, RANGE 2 EAST, W.M. IN THE CITY OF UNIVERSITY PLACE, PIERCE COUNTY, WASHINGTON, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE SOUTH LINE OF LOT 21, BLOCK 4, REPLAT OF BLOCK 1 AND A PORTION OF BLOCK 4, HIGHLAND VIEWS, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN BOOK 12 OF PLATS, PAGE 53, RECORDS OF PIERCE COUNTY, WASHINGTON, SAID POINT BEING 11.00 FEET WESTERLY OF THE SOUTHWEST CORNER OF SAID LOT 21; THENCE WESTERLY, ALONG THE SOUTH LINE OF SAID LOT, A DISTANCE OF 80.00 FEET TO THE EAST LINE OF THE WEST 29 FEET OF SAID LOT 21; THENCE SOUTHERLY, ALONG SAID EAST LINE PRODUCED SOUTHERLY, A DISTANCE OF 15.00 FEET; THENCE EASTERLY, PARALLEL WITH THE SOUTH LINE OF SAID LOT 21, A DISTANCE OF 77.00 FEET; THENCE NORTHEASTERLY, IN A STRAIGHT LINE, A DISTANCE OF 15.3 FEET, MORE OR LESS, TO THE POINT OF BEGINNING.

## GENERAL NOTES

1. THE PROPERTY WITHIN THE PROPOSED VACATION WAS DEDICATED TO THE USE OF THE PUBLIC BY THE RECORDING OF THE PLAT OF HIGHLAND VIEWS ON JANUARY 20, 1940.

PREPARED FOR		<b>CITY OF UNIVERSITY PLACE</b>	
		3715 BRIDGEPORT WAY WEST	
		UNIVERSITY PLACE, WA 98466	
	<b>BASELINE ENGINEERING, INC.</b>		
	<i>Land Development Professional Services</i> (253)565-4491 • Seattle (206)424-1505 • FAX (253)565-6553 Land Planning & Use • Engineering • Surveying 1910-84th Avenue West, • Tacoma, WA 98466		
DRAWN BY	SAH	DATE	11/28/00
CHECKED BY	DJD	SCALE	1"=20'
		JOB NO.	00-135
		SHEET	1 OF 1