

RESOLUTION NO. 353

A RESOLUTION OF THE CITY OF UNIVERSITY PLACE, WASHINGTON, SETTING A PUBLIC HEARING FOR JUNE 10, 2002 AT 7:30 PM ON A REQUEST TO VACATE APPROXIMATELY 2202 SQUARE FEET OF THAT PORTION OF THE 75TH AVENUE WEST (NORTHERN PORTION OF DRUM ROAD) RIGHT-OF-WAY LYING EAST OF TAX PARCEL NO. 02202202-001 TO AZIZ KARIM, THE OWNER OF THE ABUTTING PROPERTY.

WHEREAS, Mr. Aziz Karim, on June 3, 1998 presented to the City of University Place a Street Vacation Petition requesting the vacation of a portion of the right-of-way of 75th Avenue West; and

WHEREAS, on July 14, 1998 Mr. Steve Sugg, PE, then City Engineer for the City of University Place, in a memo of that date, recommended that the City not vacate the right-of-way as some of the area requested for vacation might be required for the planned Bridgeport Way West Improvement project; and

WHEREAS, Mr. Aziz Karim, on August 3, 1998 presented a letter to the City of University Place requesting that the City not proceed with the process of vacation of the right-of-way that was the subject of his June 3, 1998 petition; and

WHEREAS, THE City of University Place agreed to withhold processing Mr. Karim's petition until such time as the City's actual need for the right-of-way had been identified; and

WHEREAS, THE city of University Place has now reached a determination as to the actual extent of right-of-way required for the Bridgeport Way West Improvement project; and

WHEREAS, Mr. Aziz Karim has requested that the City proceed with the process of vacation for that portion of right-of-way not required for the Bridgeport Way West Improvement project; NOW, THEREFORE,

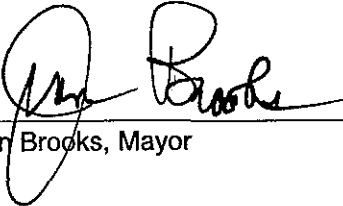
BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF UNIVERSITY PLACE, WASHINGTON, AS FOLLOWS:

Section 1. The City Clerk is directed to set a public hearing on Monday, June 10, 2002 at 7:30 PM on a street vacation petition. The petitioner requests the City to vacate approximately 2,202 square feet of right-of-way for 75th Avenue West (northern portion of Drum Road) abutting property listed in the Pierce County Assessor's roll as parcel no. 02202202-001, owned by the petitioner. The legal description of the area for which vacation is requested is included as Exhibit A attached and incorporated by this reference. The legal description shall be the controlling document for the description of the subject property.

Section 2. The City Clerk shall publish an official notice of the public hearing date and shall post a notice of the public hearing on this petition to vacate a portion of 75th Avenue West in three of the most public places of the City as required by RCW 35.79.020.

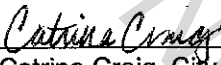
Section 3. The Public Works Department shall post prominent notices of the public hearing and the date of the hearing. Such notices shall be posted in close proximity to the portion of the right-of-way subject to the petition and shall be readily observable by the general public in the vicinity. The Public Works Department shall also provide written notice to owners of property within 300 feet of the subject right-of-way and distribute them to these owners as required in RCW 35.79.020.

ADOPTED BY THE CITY COUNCIL MAY 13, 2002.



Jean Brooks, Mayor

ATTEST:



Catrina Craig, City Clerk

UNOFFICIAL DOCUMENT

LEGAL DESCRIPTION OF
PORTION OF 75TH AVENUE W. (SOUTH OF CIRQUE DRIVE)

THAT PORTION OF THE NORTHEAST QUARTER AND OF THE NORTHWEST QUARTER OF SECTION 22, TOWNSHIP 20 NORTH, RANGE 2 EAST, W.M., IN THE CITY OF UNIVERSITY PLACE, PIERCE COUNTY, WASHINGTON, DESCRIBED AS FOLLOWS:

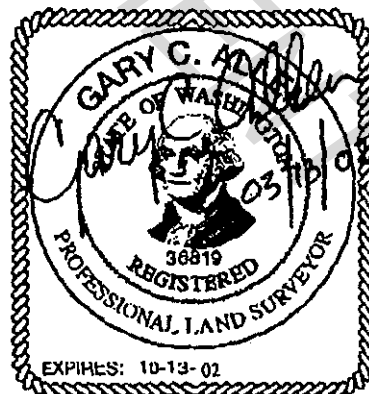
COMMENCING AT THE INTERSECTION OF THE WESTERLY RIGHT-OF-WAY MARGIN OF 75TH AVENUE WEST WITH THE NORTH LINE OF THE NORTHWEST QUARTER OF SAID SECTION, SAID POINT BEING S89°52'46"W 30.02 FEET FROM THE BRASS SURFACE MONUMENT MARKING THE NORTHEAST CORNER OF SAID NORTHWEST QUARTER; THENCE S01°43'43"W, ALONG SAID RIGHT-OF-WAY MARGIN AND PARALLEL WITH THE EAST LINE OF SAID NORTHWEST QUARTER, A DISTANCE OF 65.56 FEET TO A POINT ON THE WESTERLY SIDE OF AN EXISTING CONCRETE SIDEWALK AND THE TRUE POINT OF BEGINNING OF THE HEREIN DESCRIBED PARCEL; THENCE ALONG THE WEST SIDE OF SAID CONCRETE SIDEWALK THE FOLLOWING COURSES;

- S21°24'47"E A DISTANCE OF 47.96 FEET;
- S14°29'15"E A DISTANCE OF 53.29 FEET, AND
- S15°37'18"E A DISTANCE OF 12.37 FEET

TO AN INTERSECTION WITH THE NORTH LINE OF THE SOUTH 160 FEET OF THE NORTH HALF OF THE NORTH HALF OF THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 22, PRODUCED EASTERLY; THENCE S89°58'36"W, ALONG SAID PRODUCTION AND SAID NORTH LINE, A DISTANCE OF 37.44 FEET, MORE OR LESS, TO AN INTERSECTION WITH SAID WESTERLY RIGHT-OF-WAY MARGIN OF 75TH AVENUE WEST; THENCE N01°43'43"E, ALONG SAID MARGIN, A DISTANCE OF 108.23 FEET TO THE TRUE POINT OF BEGINNING.

(CONTAINING 2,202 SQUARE FEET, MORE OR LESS OR APPROXIMATELY 0.051 ACRES.)

Prepared by BASELINE Engineering, Inc
Filename: 02017_LEGAL4.doc
Project No. 02-017
March 13, 2002



**EXHIBIT FOR LEGAL DESCRIPTION OF
PORTION OF 75TH AVE. W.
NE 1/4 OF NW 1/4 OF SEC. 22, T 20 N, RGE 2 E, W.M.
CITY OF UNIVERSITY PLACE, PIERCE COUNTY, WASHINGTON**

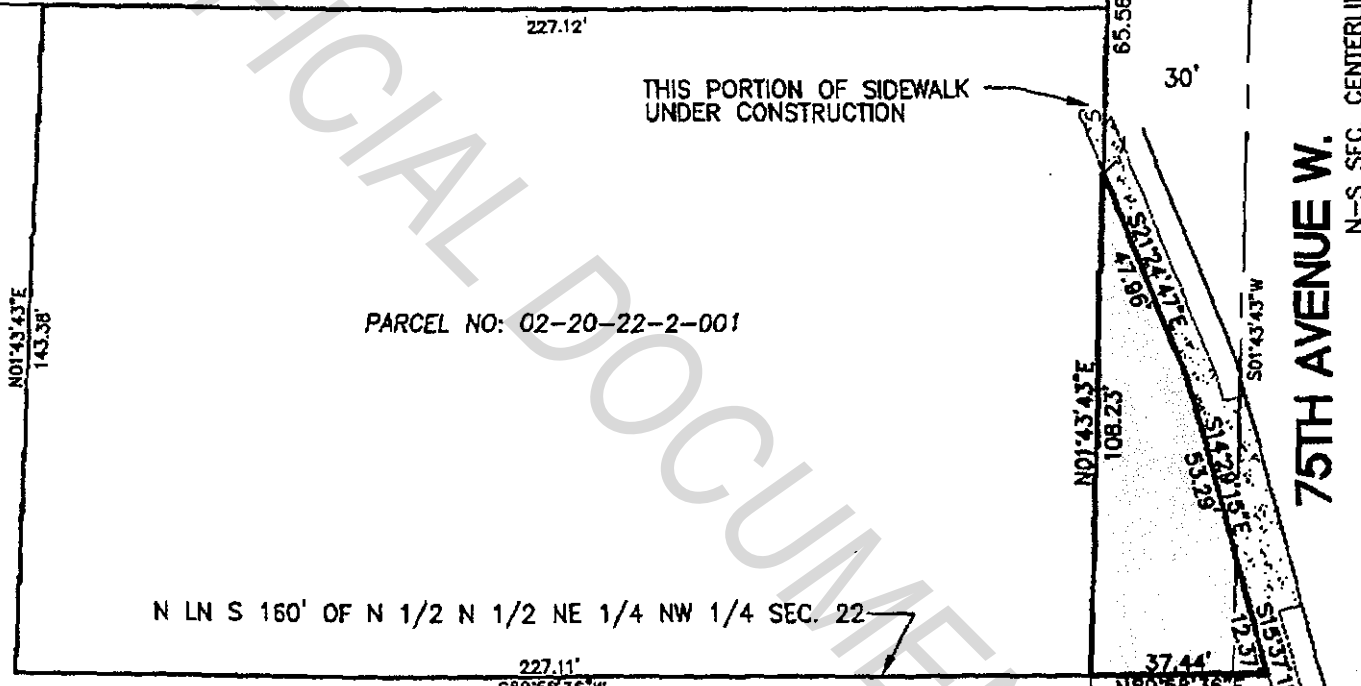
CIRQUE DRIVE

79TH AVE. W.

75TH AVENUE W.
N-S SEC. CENTERLINE

589°52'46"W 1323.90' N LN NW 1/4 SEC. 22 30.02' 15' 22'

30' 30'



THIS PORTION OF SIDEWALK
UNDER CONSTRUCTION

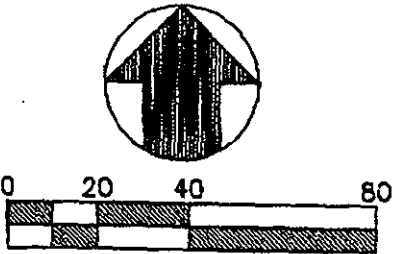
PARCEL NO: 02-20-22-2-001

N LN S 160' OF N 1/2 N 1/2 NE 1/4 NW 1/4 SEC. 22

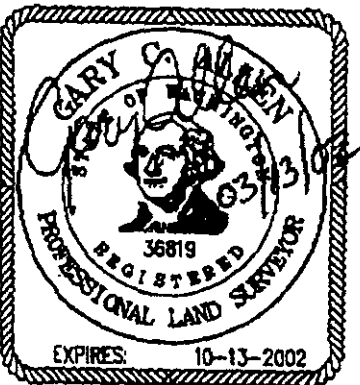
227.11'
S89°58'36\"W

NEW CONC. SIDEWALK

30'



SCALE 1"=40'



PREPARED BY BASELINE ENGINEERING, INC.
BEI PROJECT NO. 02017 rev. MARCH 13, 2002

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