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ORDINANCE NO. 517

AUDIT BY C. J. WASH.

AN ORDINANCE OF THE CITY OF GIG HARBOR, WASHINGTON,
VACATING THE PORTION OF FULLER AVENUE LYING NORTHWEST
OF PRENTICE STREET.

WHEREAS, the Peninsula School District is the owner of all
of the property abutting the portion of Fuller Avenue which lies
northwest of the street currently known as Prentice Street and
originally platted as Forest Street in the City of Gig Harbor,
and

WHEREAS, the referenced portion of the street is no longer
necessary for the street system of the City, and

WHEREAS, by the authority granted in RCW 35.79.030, the City
has the ability to vacate streets or a portion thereof upon the
condition the abutting property owners compensate the city in an
amount not to exceed one-half the appraised value of the area to
be vacated, and

WHEREAS, in lieu of a cash compensation for the vacated
street, the Peninsula School District has offered to convey to
the City a .23 acre parcel of property located in the City,
legally described in Exhibit 1 attached hereto and incorporated
by this reference as if set forth in full, and

WHEREAS, the City Council passed Resolution No. 207 in-
itiating the procedure for the vacation of the referenced street
and setting a hearing date, and

WHEREAS, after the required public notice had been given,

Auditor's Note:

Legal description omitted.
ATTORNEY'S FEES INCURRED.

the City Council conducted a public hearing on the matter on August 10, 1987, and at the conclusion of said hearing having determined that the aforementioned right-of-way should be vacated subject to the abutting property owner (Peninsula School District) compensating the City by conveying to the City the real property identified in Exhibit 1, now, therefore,

THE CITY COUNCIL OF THE CITY OF GIG HARBOR, WASHINGTON, DO
ORDAIN AS FOLLOWS:

Section 1. The portion of Fuller Avenue in Gig Harbor, which lies northwest of the street currently known as Prentice Street and originally platted as Forest Street, as shown on the plat filed on March 17, 1926, denominated as Fuller's Addition to Gig Harbor, Washington, attached hereto as Exhibit 2 and incorporated by this reference as if set forth in full, is hereby vacated at such time as the abutting property owner (Peninsula School District) compensates the City by conveying to the City the real property identified in Exhibit 1 by deed in a form acceptable to the City.

Section 2. The City Clerk is hereby directed to record a certified copy of this ordinance in the office of the Pierce County Auditor at such time as the City receives the deed referenced in Section 1.

Section 3. This ordinance shall take effect five days after passage and publication of this ordinance or a summary thereof.

APPROVED:


MAYOR, DONALD McCARTY

ATTEST/AUTHENTICATED:

Michael Wilson
CITY CLERK, MICHAEL WILSON

PASSED BY THE CITY COUNCIL: 8/24/87
FILED WITH THE CITY CLERK: 8/5/87
PUBLISHED: 9/2/87
EFFECTIVE DATE: 9/7/87
ORDINANCE NO. 517

STATE OF WASHINGTON)
) ss.
COUNTY OF PIERCE)

On this day personally appeared before me Donald J. McCarty,
to me known to be the individual described in and who executed
the foregoing instrument, and acknowledged that he signed the
same as his free and voluntary act and deed, for the uses and
purposes therein mentioned.

GIVEN unto my hand and official seal this 10 day of
August, 1987.

Mark S. McCarty
NOTARY PUBLIC in and for the State
of Washington, residing at 123 Main St.

RETURN ORIG

OFFICE OF
PIERCE COUNTY AUDITOR

TO RECORDING CUSTUMER DATE 1-29-88
FROM RECORDING DEPT.

If you wish to rerecord your document after making the
change indicated by "auditor's note", please remit

\$ 7⁰⁰ to cover recording fee.
*plus one dollar for each additional
attached page*

Thank you.

M E M O R A N D U M

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