

## RESOLUTION NO. 933

### **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GIG HARBOR, WASHINGTON, INITIATING REVIEW OF A STREET VACATION OF APPROXIMATELY 1,874 SQUARE FEET OF N. HARBORVIEW DRIVE AND SETTING A PUBLIC HEARING DATE FOR THE VACATION.**

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WHEREAS, the City has discovered a discrepancy in the right-of-way of record for a portion of N. Harborview Drive just south of its intersection with Burnham Drive and adjacent to 8715 N. Harborview Drive, owned by Burnham Construction, LLC; and

WHEREAS, the City Council desires to clear title issues and also obtain additional right-of-way along the property located at 8715 N. Harborview Drive in a manner that best serves the public interest; and

WHEREAS, section 12.14.002(D) of the Gig Harbor Municipal Code provides that in lieu of a petition for a street vacation the City Council may initiate a street vacation by resolution; and

WHEREAS, the City Council desires to initiate consideration of vacation of approximately 1,874 square feet of the southernmost portion of N. Harborview Drive, adjacent to 8715 N. Harborview Drive, including a determination of whether vacation of that portion may be possible with an in-lieu transfer of approximately 2,021 square feet of property desired along 8715 N. Harborview Drive, as authorized by GHMC 12.14.018(B); and

WHEREAS, the owner of the property at 8715 N. Harborview Drive, Burnham Construction, LLC, has indicated support for such street vacation and in-lieu transfer;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF GIG HARBOR, WASHINGTON, HEREBY RESOLVES AS FOLLOWS:

Section 1. Vacation Proposed. The City Council declares its intent to consider vacation of approximately 1,874 square feet of the southernmost portion of N. Harborview Drive as described in Exhibit A and depicted in Exhibit B, following notice to the public and abutting owners as required by law and a public hearing.

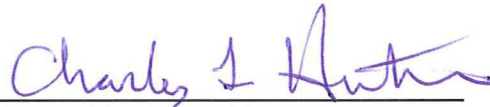
Section 2. Hearing Date. A public hearing to take public comment on the vacation described in Section 1 shall be held before the City Council in the council chambers of Gig Harbor City Hall on Monday, September 9, 2013, at 5:30 p.m. or as soon thereafter as can be heard, at which hearing all persons interested in the street vacation are invited to appear.

Section 3. Public Notice. The City Clerk is hereby directed to post notices of the hearing in three public places and on the street to be vacated and to mail notices to all

owners of any property abutting the portion of street to be vacated, pursuant to RCW 35.79.020 and GHMC 12.14.008.

RESOLVED this 22th day of July, 2013.

APPROVED:



Mayor Charles L. Hunter

ATTEST/AUTHENTICATED:



Molly Towslee, City Clerk

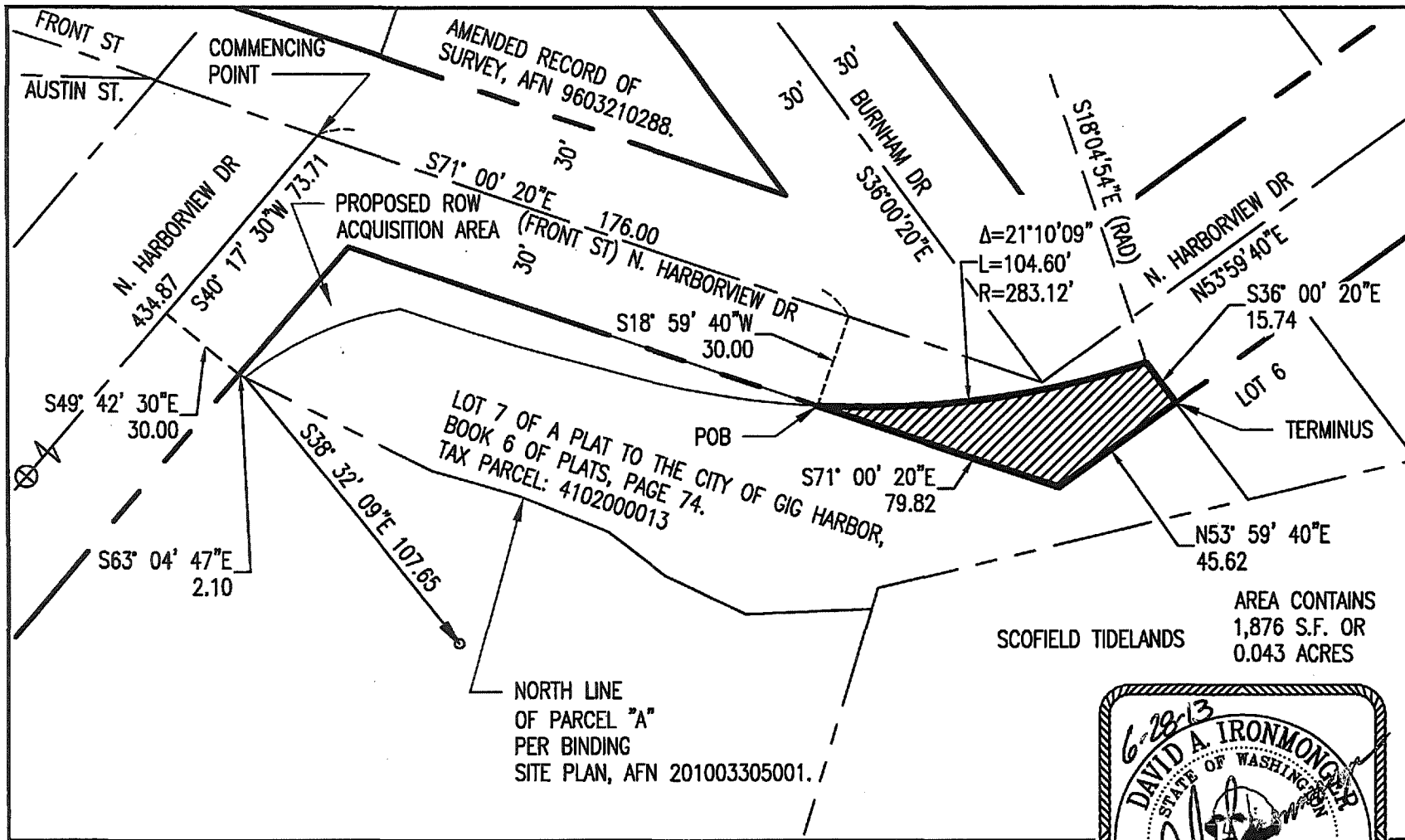
FILED WITH THE CITY CLERK: 07/17/13  
PASSED BY THE CITY COUNCIL: 07/22/13  
RESOLUTION NO. 933

**EXHIBIT A**  
**RIGHT-OF-WAY VACATION**  
**TAX PARCEL 4102000013**

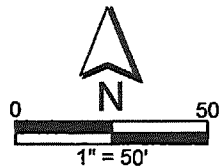
THAT PORTION OF SECTION 6, TOWNSHIP 21 NORTH, RANGE 2 EAST, WILLAMETTE MERIDIAN, IN THE CITY OF GIG HARBOR, PIERCE COUNTY, WASHINGTON AND BEING A PORTION OF LOT 7 IN BLOCK 1 OF EXTENSION OF THE CITY OF GIG HARBOR, ACCORDING TO A PLAT RECORDED IN BOOK 6 OF PLATS AT PAGE 74, RECORDS OF SAID COUNTY, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

**COMMENCING** AT THE INTERSECTION OF FRONT STREET AND N. HARBORVIEW DRIVE AS SHOWN ON RECORD OF SURVEY RECORDED IN SAID COUNTY UNDER AUDITOR'S FILE NUMBER 200901205003, SAID INTERSECTION BEARS NORTH  $40^{\circ}17'30''$  EAST, ALONG THE MONUMENTED CENTERLINE OF N. HARBORVIEW DRIVE, A DISTANCE OF 434.87 FEET FROM A 3-INCH SURFACE BRASS DISK AT THE INTERSECTION OF N. HARBORVIEW DRIVE AND NORTH HARBORVIEW AS SHOWN ON SAID RECORD OF SURVEY; THENCE ALONG THE CENTERLINE OF SAID FRONT STREET SOUTH  $71^{\circ}00'20''$  EAST, 176.00 FEET; THENCE LEAVING SAID CENTERLINE SOUTH  $18^{\circ}59'40''$  WEST, 30.00 FEET TO THE SOUTHERLY RIGHT-OF-WAY LINE OF SAID FRONT STREET AND THE **TRUE POINT OF BEGINNING**; THENCE CONTINUING ALONG SAID SOUTHERLY RIGHT-OF-WAY LINE SOUTH  $71^{\circ}00'20''$  EAST, 79.82 FEET TO THE INTERSECTION WITH THE SOUTHERLY RIGHT-OF-WAY LINE OF NORTH HARBORVIEW DRIVE; THENCE ALONG THE SOUTHERLY RIGHT-OF-WAY LINE OF SAID NORTH HARBORVIEW DRIVE NORTH  $53^{\circ}59'40''$  EAST, 45.62 FEET; THENCE LEAVING SAID RIGHT-OF-WAY LINE NORTH  $36^{\circ}00'20''$  WEST, 15.74 FEET TO THE BEGINNING OF A NON-TANGENT CURVE CONCAVE TO THE NORTH HAVING A RADIUS OF 283.12 FEET, (FROM WHICH THE RADIUS POINT BEARS NORTH  $18^{\circ}04'54''$  WEST); THENCE WESTERLY 104.60 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF  $21^{\circ}10'09''$  TO THE **TRUE POINT OF BEGINNING** CONTAINING 1,876 SQUARE FEET OR 0.043 ACRES, MORE OR LESS.





Parametrix DATE: June 28, 2013 FILE: PU2750024\_ROWACQIUSTIONREMY



**EXHIBIT B**  
**RIGHT-OF-WAY VACATION MAP**  
**TAX PARCEL #4102000013**