

ORDINANCE NO. 663

AN ORDINANCE of the City Council of the City of Lakewood, Washington, expanding the boundaries of the City of Lakewood to include certain portions of the right-of-way for Tacoma Mall Boulevard.

WHEREAS Revised Code of Washington (RCW) 35.21.790 provides that the governing bodies of a county and any code city located therein may by agreement revise any part of the corporate boundary of the city which coincides with the centerline, edge, or any portion of a public street, road, or highway right-of-way by substituting therefore a right-of-way line of the same public street, road, or highway so as to fully include or to fully exclude that segment of the public street, road, or highway from the corporate limits of the city; and

WHEREAS the City of Lakewood and Pierce County wish to revise the City of Lakewood boundary so as to expand the corporate boundaries of the City of Lakewood to include right-of-way along Tacoma Mall Boulevard; and

WHEREAS the City of Lakewood and Pierce County have mutually determined that a revision of certain boundaries of the city is beneficial and will aid in defining jurisdictional responsibilities such as public road maintenance and law enforcement;

WHEREAS, Pierce County has passed Ordinance 2017-1 approving revisions to the boundaries of the City of Lakewood and Pierce County along Tacoma Mall Boulevard contingent on the passage of a corresponding ordinance by the City of Lakewood;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LAKEWOOD, WASHINGTON DO ORDAIN as follows:

Section 1. The corporate boundary of the City of Lakewood where it coincides with certain portions of the right-of-way for Tacoma Mall Boulevard is revised to fully include said area legally described below and as shown in Exhibit A attached to Pierce County Ordinance No. 2017-1:

All that portion of Tacoma Mall Boulevard bounded on the West by the City of Lakewood ordinance 95-10; bounded on the North by an extension of the south line of City of Tacoma Ordinance 26640 extended to the east right-of-way line of Tacoma Mall Boulevard; bounded on the East by the easterly right-of-way line of Tacoma Mall Boulevard; and bounded on the South by the northerly right-of-way line of 84th Street South extended easterly to the easterly right-of-way line of Tacoma Mall Boulevard.

Section 2. The Clerk of the Lakewood City Council shall mail a copy of this Ordinance to Pierce County.

Section 3: Effective Date. This ordinance shall take place thirty (30) days after its publication or publication of a summary of its intent and contents.

ADOPTED by the City Council this 6th day of March, 2017.

CITY OF LAKEWOOD



Don Anderson, Mayor

Attest:



Alice M. Bush, MMC, City Clerk

Approved as to Form:



Heidi A. Wachter City Attorney

1 Sponsored by: Councilmembers Douglas G. Richardson and Connie Ladenburg
2 Requested by: County Executive/Public Works

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6 **ORDINANCE NO. 2017-1**
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9 **An Ordinance of the Pierce County Council Approving the Revision of the**
10 **Corporate Boundary of the City of Lakewood, Where It**
11 **Coincides with Certain Portions of the Right-of-Way for**
12 **Tacoma Mall Boulevard in Order to Fully Include Said Areas**
13 **In the Corporate Limits of the City of Lakewood.**
14

15 **Whereas**, Revised Code of Washington (RCW) 35.21.790 provides that the
16 governing bodies of a county and any code city located therein may by agreement
17 revise any part of the corporate boundary of the city which coincides with the centerline,
18 edge, or any portion of a public street, road or highway right-of-way by substituting
19 therefore a right-of-way line of the same public street, road or highway so as fully to
20 include or fully to exclude that segment of the public street, road or highway from the
21 corporate limits of the city; and
22

23 **Whereas**, the revision of a corporate boundary as authorized by RCW
24 35A.21.790 is not subject to review by the Boundary Review Board; and
25

26 **Whereas**, the Washington State Department of Transportation (WSDOT) and
27 Pierce County entered into a Standard Turnback Agreement, numbered GM-1017, that
28 provides for the transfer of right-of-way acquired for the SR-5 – Scott Road to Tacoma
29 project from WSDOT to Pierce County; and
30

31 **Whereas**, certain portions of the right-of-way for Tacoma Mall Boulevard
32 associated with the SR-5 – Scott Road to Tacoma project, are partially located within
33 the corporate boundaries of the City of Lakewood and partially located in
34 unincorporated Pierce County; and
35

36 **Whereas**, the City of Lakewood and Pierce County wish to revise the City of
37 Lakewood boundary so as to expand the corporate boundaries of the City of Lakewood
38 to include said right-of-way; and
39

40 **Whereas**, Pierce County and the City of Lakewood have mutually determined
41 that a revision of certain boundaries of the city is beneficial and will aid in defining
42 jurisdictional responsibilities such as public road maintenance and law enforcement;
43 and
44

45 **Whereas**, this clarification and consolidation would modify the City of
46 Lakewood's corporate boundaries; **Now Therefore**,



1 **BE IT RESOLVED by the Council of Pierce County:**

2
3 Section 1. The revision of the corporate boundary of the City of Lakewood where
4 it coincides with certain portions of the right-of-way for Tacoma Mall Boulevard and
5 South Hosmer Street is hereby approved to fully include said area legally described
6 below and as shown in Exhibit A, which is attached hereto and incorporated by
7 reference herein.

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9 All that portion of Tacoma Mall Boulevard bounded on the West by the City of
10 Lakewood ordinance 95-10; bounded on the North by an extension of the south
11 line of City of Tacoma Ordinance 26640 extended to the east right-of-way line of
12 Tacoma Mall Boulevard; bounded on the East by the easterly right-of-way line of
13 Tacoma Mall Boulevard; and bounded on the South by the northerly right-of-way
14 line of 84th Street South extended easterly to the easterly right-of-way line of
15 Tacoma Mall Boulevard.

16
17 Section 2. The Clerk of the Pierce County Council shall mail a copy of this
18 Ordinance to the City of Lakewood.

19
20 Section 3. The revision of the corporate boundary authorized by this Ordinance
21 shall become effective when approved by Ordinance of the City of Lakewood.

22
23 **PASSED this** 31st **day of** January, **2017.**

24
25 **ATTEST:**

PIERCE COUNTY COUNCIL
Pierce County, Washington

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28 *Denise D. Johnson*
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30 **Denise D. Johnson**
31 Clerk of the Council

Douglas G. Richardson
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33 **Douglas G. Richardson**
34 Council Chair

Bruce Dammeier
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36 **Bruce Dammeier**
37 Pierce County Executive
38 Approved Vetoed _____, this
39 2nd day of February,
2017.

40 Date of Publication of
41 Notice of Public Hearing: January 11, 2017

42
43 Effective Date of Ordinance: February 12, 2017



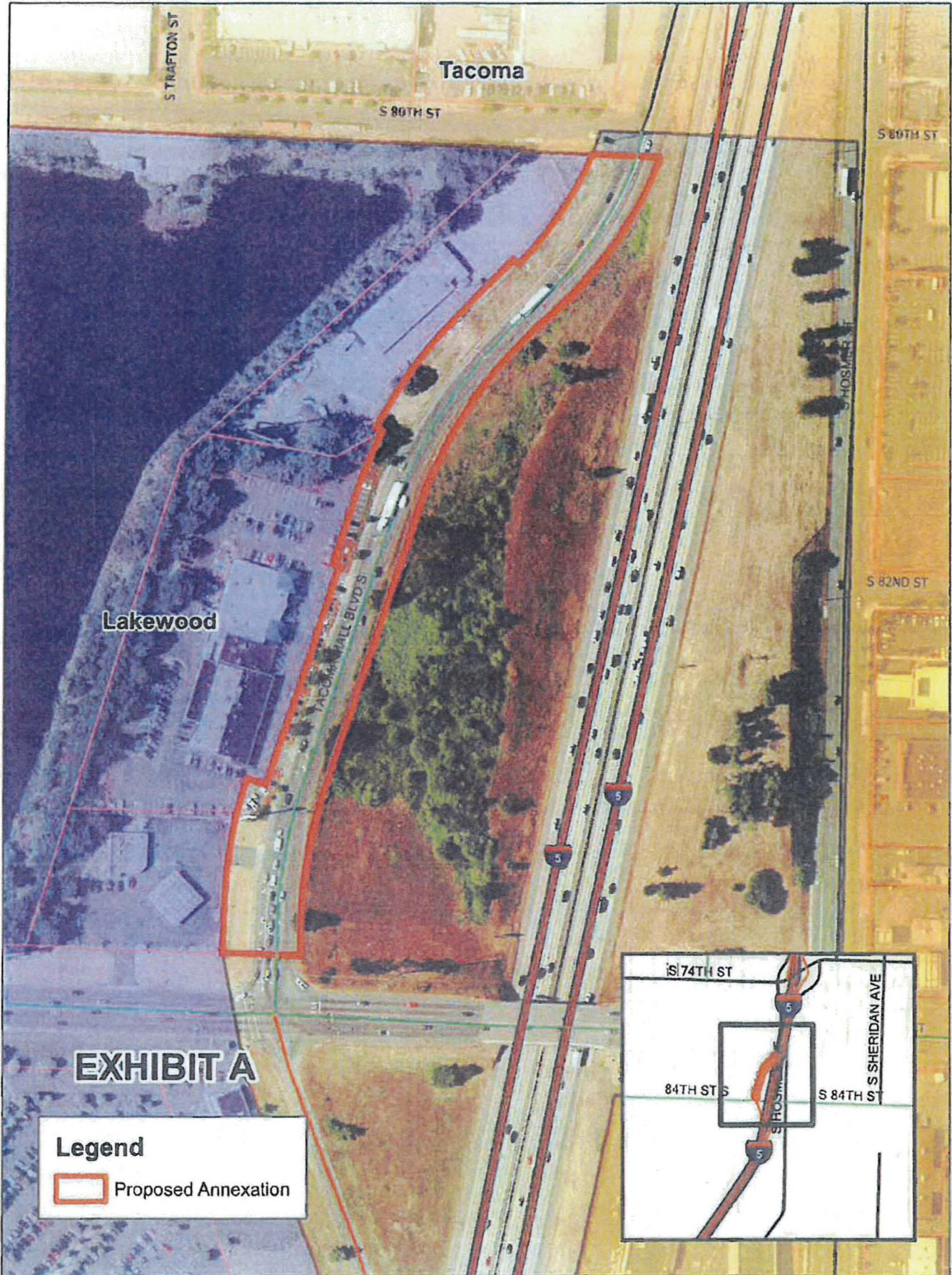


EXHIBIT A