

RESOLUTION 2023-W

A RESOLUTION OF THE TOWN OF EATONVILLE, WASHINGTON, FIXING A HEARING DATE TO CONSIDER THE VACATION OF A PORTION OF RAINIER AVENUE SOUTH

WHEREAS, Chapter 12.06 of the Eatonville Municipal Code sets forth the procedure for vacation of streets and alleys; and

WHEREAS, the Town has received a petition from Site Development Contractors, Robert Tolson, to vacate land dedicated to the Town for street right-of-way, as illustrated and described as exhibit A; and

WHEREAS, staff has reviewed the petition and determined that it is sufficient and that all required fees have been paid; now, therefore,

**THE TOWN COUNCIL OF THE TOWN OF EATONVILLE, WASHINGTON,
HEREBY RESOLVES AS FOLLOWS:**

Section 1. Pursuant to EMC 12.06.040(A), there shall be a public hearing set to consider whether to adopt an Ordinance to vacate a portion of Rainier Avenue South as illustrated and described in Exhibit A, abutting Pierce County Assessor Parcels 3605002590, 3605002553, 3605002554, 3605002555, 3605002556, 3605002557 and 3605002558.

Section 2. The Town Clerk shall issue notice of the hearing in accordance with the requirements set forth in EMC 12.06.040(B).

Section 3. Pursuant to EMC 12.060.040(C), the Council hereby sets the date of June 26, 2023 as the date for a public hearing to hear a petition to vacate dedicated street right-of-way, as indicated on Exhibit A, attached hereto.

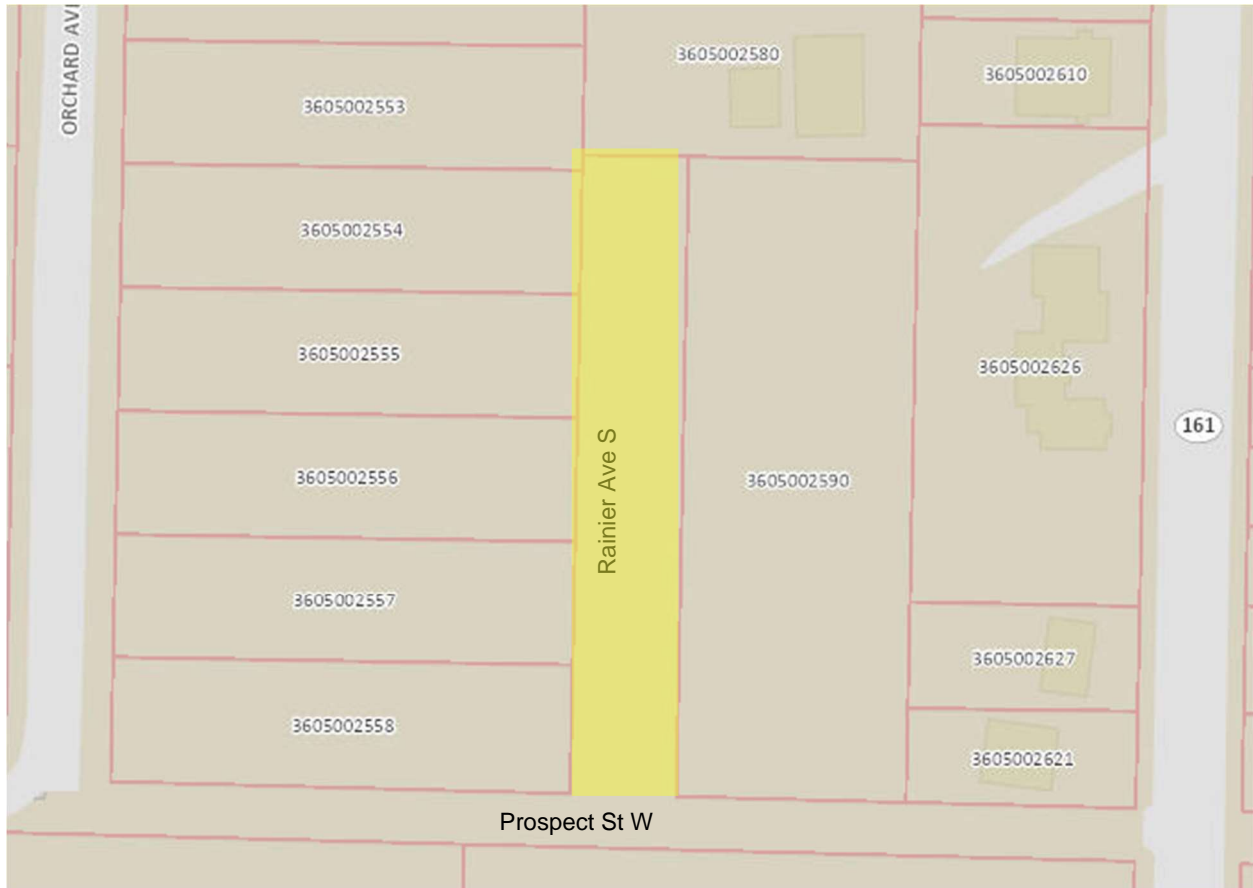
PASSED by the Town Council of the Town of Eatonville and attested by the Town Clerk in authentication of such passage this 22nd day of May, 2023.

David Baublits, Mayor

ATTEST:

Miranda Doll, Town Clerk

RESOLUTION 2023-W



Legal Description: That portion of Rainier Ave South described as follows: Beginning at the S.E. corner of Lot 11, Block 39, Town of Eatonville, according to the plat thereof recorded in Volume 7 of Plats, page 41, records of Pierce County Washington, that point of beginning also being 30 feet north of the south line of Section 14, Township 16N. Range 4 E., W. M.; thence north along the west boundary of Rainier Ave South to the north east corner of lot 5 of block 39; thence east along the south boundary of a previously vacated portion of Rainier Ave South to the north east corner of lot 5 block 40; thence south along the east boundary of Rainier Ave South to the south east corner of lot 11, block 40; thence N 89°, 27 ' , 45" W to the point of beginning. Containing approximately 33,719.67 square feet

RECEIVED
MAY 10 2023

BY: WN

PETITION TO VACATE STREET
CITY OF EATONVILLE, WASHINGTON

Petitioner: Auto Sales and Consignments Inc. a Washington Corporation

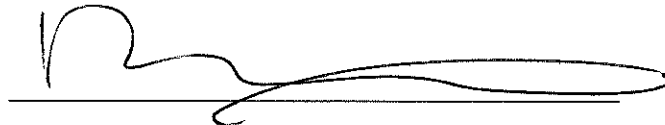
DBA Site Development Contractors

Contact Rep: Robert Tolson, President Email: rs@sitedevelopmentcontractors.com

Address: 11012 Canyon Rd E #8-962, Puyallup, WA 98373 Phone: 253-533-8965

Auto Sales and Consignments Inc. a Washington Corporation hereby petitions the town of Eatonville, Washington to vacate the portion of Rainier Ave S. abutting the west portion of Auto Sales and Consignments Inc.'s property known as 207 Rainier Ave S. (Assessors parcel 3605002590) Legal description: IN THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER SECTION 14 TOWNSHIP 16 NORTH RANGE 4 EAST WILLAMETTE MERIDIAN TOWN OF EATONVILLE PIERCE COUNTY WASHINGTON.

Also known as the portion of Rainier Ave S. from Prospect St W. north to the property line of 205 Rainier Ave S. (Assessors parcel 3605002580).



Robert S Tolson, President

3-30-23

Date

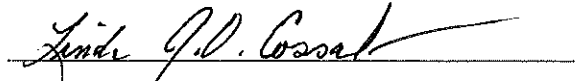
We, the undersigned, understand the petition and represent all other property owners of property abutting the street petitioned to be vacated.

We DO (DO NOT) (please circle one) have an interest in obtaining the portions(s) of said street abutting our property(ies).



Stephen Cossalman

(Signature)



Linda Cossalman

(Signature)

Assessor's Parcel Numbers: 3605002553 3605002554 3605002555
3605002556 3605002557 3605002558

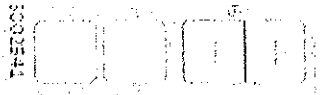
Mailing Address: PO Box 156

Eatonville, WA 98328-0156



Pierce County

ORCHARD AVE S



3605002597

3605002553

3605002557

3605002555

3605002553

3605002554

3605002553

3605002580

3605002510

3605002513

3605002541

3605002539

3605002534

3605002535

3605002536

3605002537

3605002538

3605002564

3605002570

3605002531

3605002511

3605002510

3605002520

3605002507

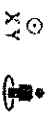
3605002580

3605002580

Rainier Ave S

161

0 50 100ft



RECEIVED MAY 10 2023

BY: [Signature]

3605002590 X Q

Show search results for 360500...

Town of Eatonville

Incorporated October 28, 1909

P.O. Box 309 • 201 Center St. W.

Eatonville, WA 98328

360-832-3361 • Fax: 360-832-3977

March 29, 2023

Site Development Contractors
11012 Canyon Rd E #8-962
Puyallup, WA 98373

RE: Petition to Vacate Street

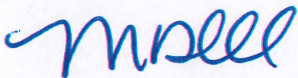
Dear Mr. Tolson,

This letter is in regard to your petition to vacate a portion Rainier Ave S. from Prospect St. W north to the property line of 205 Rainier Ave S. (Assessor's parcel 3605002580). The Town must inform you that per EMC 12.06.020 C "A petition will be deemed sufficient if the petition is signed by the owners of more than two-thirds of the property abutting upon the part of the street or alley sought to be vacated", therefore, the petition has been deemed insufficient due to the absence of required signatures.

If you wish to continue to pursue vacating the previously referenced portion of Rainier Ave S., please submit a petition that adheres to EMC 12.06.020 C with the necessary signatures.

Please feel free to contact me directly if you have any questions.

Sincerely,



Miranda Doll
Town Clerk

CC: Nick Moore, Town Planner
Seth Boettcher, Town Administrator

PETITION TO VACATE STREET
CITY OF EATONVILLE, WASHINGTON

Petitioner: Auto Sales and Consignments Inc. a Washington Corporation

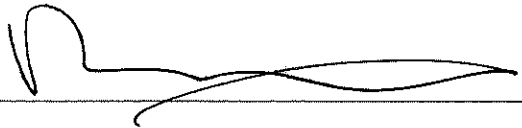
DBA Site Development Contractors

Contact Rep: Robert Tolson, President Email: rs@sitedevelopmentcontractors.com

Address: 11012 Canyon Rd E #8-962, Puyallup, WA 98373 Phone: 253-533-8965

Auto Sales and Consignments Inc. a Washington Corporation hereby petitions the town of Eatonville, Washington to vacate the portion of Rainier Ave S. abutting the west portion of Auto Sales and Consignments Inc.'s property known as 207 Rainier Ave S. (Assessors parcel 3605002590) Legal description: IN THE SOUTHEAST QUARTER OF THE SOUTWEST QUARTER SECTION 14 TOWNSHIP 16 NORTH RANGE 4 EAST WILLAMETTE MERIDIAN TOWN OF EATONVILLE PIERCE COUNTY WASHINGTON.

Also known as the portion of Rainier Ave S. from Prospect St W. north to the property line of 205 Rainier Ave S. (Assessors parcel 3605002580).

A handwritten signature in black ink, appearing to read 'Robert S Tolson', written over a horizontal line.

Robert S Tolson, President

3-23-23

Date

CERTIFICATE OF CONSENT TO ACTION WITHOUT MEETING OF THE BOARD OF DIRECTORS

Certificate of written consent to action without meeting of the board of directors of Auto Sales and Consignments Inc (the "Corporation") dated this 23rd day of March 2023.

The Secretary of the Corporation Certifies that the Corporation is a corporation duly organized and operating in the State of Washington.

IT WAS RESOLVED THAT:

1. The following individuals are appointed and confirmed as signing officers for the Corporation for a term of one year or until replaced and are authorized to manage bank accounts that have been established for the benefit of the Corporation, sign and endorse checks, drafts and other orders of payment for those bank accounts, and are authorized to sign bills of lading and other documents, as needed and reasonable, for the normal conduct of the business of the Corporation.

Robert S Tolson
Constance G Tolson

2. The following individuals are appointed and confirmed as officers of the Corporation for a term of one year or until replaced.

Robert S Tolson, President – Treasurer
Constance G Tolson, Vice President – Secretary

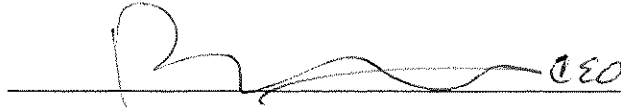
3. The officers of the Corporation are authorized, empowered and directed to purchase the following asset for the best price obtainable and under terms and conditions that are deemed reasonable and in the best interest of the Corporation.

Vacated Street of Rainier Ave S, Eatonville, WA

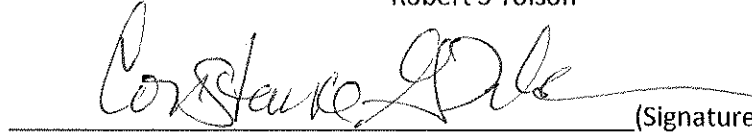
The officers and directors of the Corporation are authorized to take whatever action deemed necessary to ensure the reasonable and proper execution of the agreement of sale for this asset.

4. Any one director or officer of the Corporation is authorized to sign all document and perform such acts as may be necessary or desirable to give effect to the above resolutions.
5. The Secretary of the Corporation is directed to update the minute book of the Corporation, as appropriate.

6. This resolution may be executed in counterparts, Facsimile, scanned, or electronic signatures are binding and are considered to be original signatures.

 (Signature)

Robert S Tolson

 (Signature)

Constance G Tolson

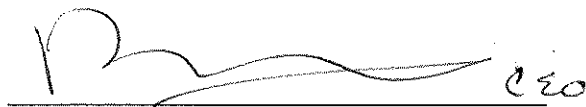
In witness whereof, I have duly executed this Certificate of Corporate Resolution this 23rd day of March 2023.



Constance G Tolson, Secretary

I, Robert S Tolson, President of the Corporation, do hereby certify that Constance G Tolson is the duly elected Secretary of the Corporation. I also certify that any signatures set out above are the correct signatures of those persons. I further certify that I have executed this resolution for the purpose stated above for and on behalf of the Corporation.

IN WITNESS WHEREOF, I have duly executed this certificate this 23rd day of March 2023.



Robert S Tolson, President