

RESOLUTION NO. 1172 (2021)

A Resolution of the Port Commission for the Port of Everett declaring certain real property, generally referred to as the *Kimberly-Clark Parking Lots*, surplus to the needs of the Port of Everett and amending the Port's Comprehensive Scheme of Harbor Improvements.

WHEREAS, the Port of Everett has previously adopted and maintains an existing Comprehensive Scheme of Harbor Improvements (Comprehensive Scheme), pursuant to the requirements under Chapter 53.20 RCW.

WHEREAS, the Port Commission, at its Regular Meeting of February 9, 2021, authorized the terms of the Purchase and Sale Agreement with 5 J Williams Family Investment, LLC, transferring the 2.26-acre parcel located between 23rd and 25th Streets on West Marine View Drive, Everett, WA 98201, that is generally referred to as the *Kimberly-Clark Parking Lots*, legally described in Exhibit A, and depicted in Exhibit B.

WHEREAS, RCW 53.20.020, provides for amending a Comprehensive Scheme after a public hearing is conducted.

WHEREAS, a public hearing prior to the proposed amendment to the Comprehensive Scheme has been held in accordance with RCW 53.20.020.

NOW, THEREFORE, BE IT RESOLVED BY THE PORT COMMISSION OF THE PORT OF EVERETT, based on the foregoing recitals, as follows:

Section 1. Findings. Based on a duly noticed public hearing, representations made by staff, and the relevant public record, the Commission finds:


- (a) The Port of Everett has previously adopted its Comprehensive Scheme of Harbor Improvements, as required by statute.
- (b) Proper notice of the Comprehensive Scheme amendment has been published pursuant to the requirements of RCW 53.20.020.
- (c) The procedural requirement of a public hearing necessary in order to amend the Comprehensive Scheme is satisfied.

Section 2. Comprehensive Scheme Amendment. Upon closing of the real estate transaction, the real property legally depicted in Exhibits A and B, which is surplus to the needs of the Port District, shall herewith be removed from the Port's Comprehensive Scheme.

Section 3. Closing. In the event the Purchase and Sale transactions of the property depicted in Exhibit A and Exhibit B do not close and the Port retains the property, such property shall remain in the present designation and within the Port's Comprehensive Scheme.

ADOPTED by the Port Commission of the Port of Everett on the 9th day of March, 2021.

EVERETT PORT COMMISSION




Tom Stiger, President

DocuSigned by:



David Simpson, Vice President

David Simpson, Vice President



Glen Bachman, Secretary

EXHIBIT A

LEGAL DESCRIPTION

Parcel A

Lots 1 through 16 inclusive, Block 486, Corrected Plat of Mill Addition to Everett, according to the Plat thereof recorded in Volume 6 of Plats, page 8, being a revision of Volume 4 of Plats, page 28, records of Snohomish County, Washington,

Except the West 12-1/2 feet thereof conveyed to the City of Everett by deed recorded under Auditor's File No 2057899.

Together with the North half of vacated 24th Street pursuant to City of Everett Ordinance No 1622-89 recorded under Auditor's File No 9007120314 and amended by Ordinance 1687-90 under Auditor's File No 9007120313 adjoining that portion of Lot 16, said Block 486 as would attach by operation of law, and

Together with the South half of vacated 23rd Street pursuant to City of Everett Ordinance No 1621-89 recorded under Auditor's File No 9007120312 and amended by Ordinance 1689-90 under Auditor's File No 9007120315, records of Snohomish County, Washington, adjoining that portion of Lot 1, said Block 486 as would attach by operation of law

Situate in the County of Snohomish, State of Washington

Parcel B

Lots 1 through 12 inclusive, Block 556, Corrected Plat of Mill Addition to Everett, according to the Plat thereof recorded in Volume 6 of Plats, page 8, being a revision of Volume 4 of Plats, page 28, records of Snohomish County, Washington,

Except the West 12-1/2 feet thereof conveyed to the City of Everett by deed recorded under Auditor's File No 2057899,

Together with the South half of vacated 24th Street pursuant to City of Everett Ordinance No 1622-89 recorded under Auditor's File No 9007120314 and amended by Ordinance 1687-90 under Auditor's File No 9007120313 adjoining that portion of Lot 1, said Block 556 as would attach by operation of law

Situate in the County of Snohomish, State of Washington

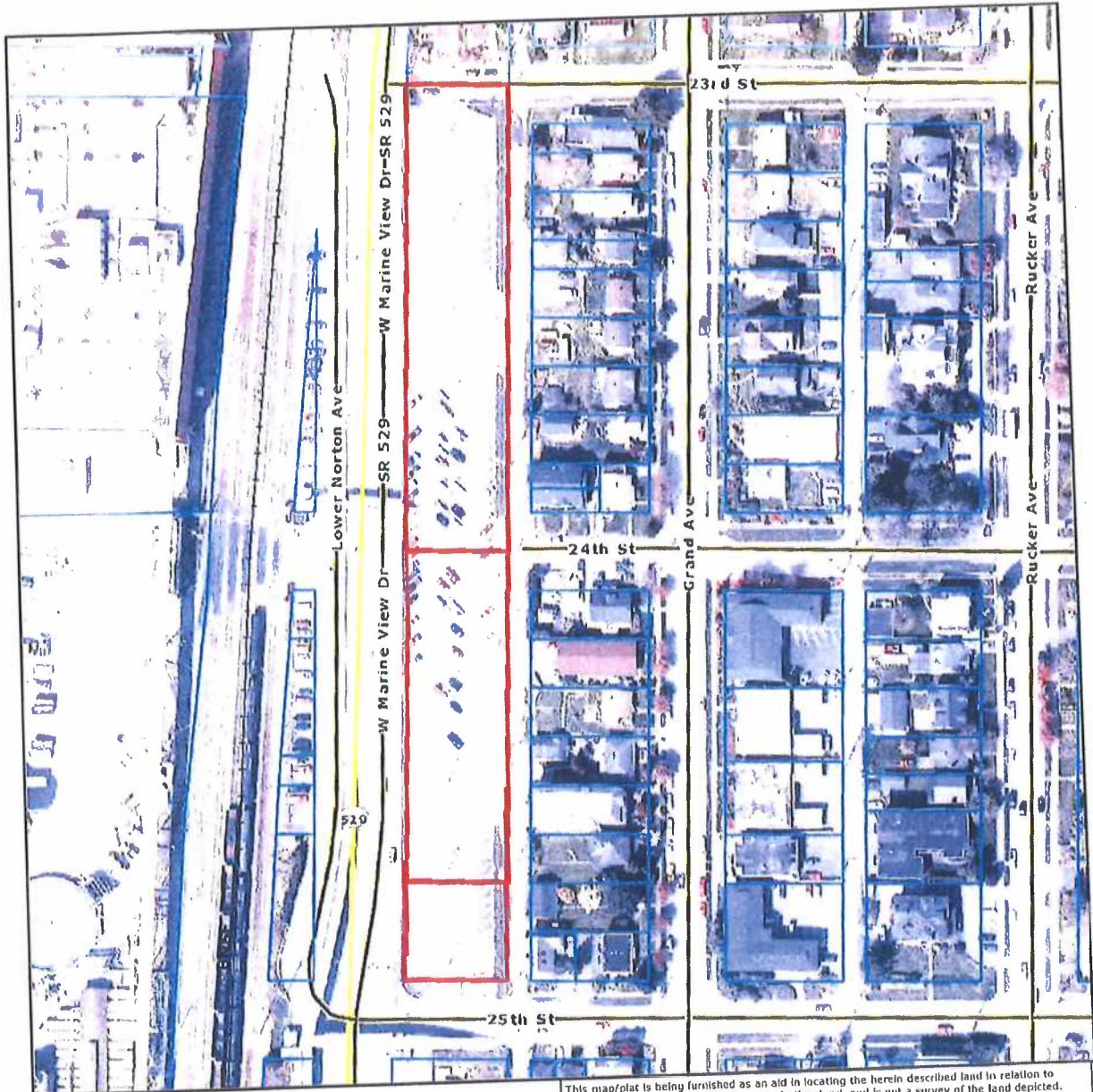
Parcel C

Lots 13 through 16, inclusive, Block 556, Everett Division "G", according to the Plat thereof recorded in Volume 4 of Plats, page 41, records of Snohomish County, Washington,

Except the West 12-1/2 feet thereof conveyed to the City of Everett by deed recorded under Auditor's File No 2057899

Situate in the County of Snohomish, State of Washington

Exhibit B



Chicago Title

This map/plot is being furnished as an aid in locating the herein described land in relation to adjoining streets, natural boundaries and other land, and is not a survey of the land depicted. Except to the extent a policy of title insurance is expressly modified by endorsement, if any, the company does not insure dimensions, distances, location of easements, acreage or other matters shown thereon.

geoAdvantage