

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OLYMPIA, WASHINGTON, APPROVING A RIGHT-OF-WAY USE AGREEMENT BETWEEN THE CITY OF OLYMPIA AND OYSTER BOYS, LLC (D.B.A KING SOLOMON’S REEF)

WHEREAS, there exists within the City of Olympia an alley right-of-way running between 4th Avenue E and State Avenue NE and lying between Washington Street NE and Franklin Street NE, running parallel to those streets, between a building at 210 4th Ave E. and a building at 212 4th Ave E.; and

WHEREAS, Oyster Boys is a Washington limited liability company doing business as King Solomon's Reef restaurant. Oyster Boys leases premises pursuant to a premises lease agreement ("premises lease") between Oyster Boys as tenant, and Ravlesias Artesia LLC, as landlord. The premises leased under the premises lease are located at 212 4th Avenue East, Olympia, Washington and legally described as: lot 6 west 30ft. blk 23, Sylvester addition of Olympia tax, assessor number: 78502300600; and

WHEREAS, The City has determined that Oyster Boys’ use of the right-of-way for outdoor restaurant/bar purposes and other related business uses is consistent with proper permitted use of said right-of-way; and

WHEREAS, per Olympia Municipal Code Section 3.16.020.B, it is necessary for the City Council to approve the terms and conditions of the Right-of-Way Use Agreement between the City and Oyster Boys, LLC; and

NOW, THEREFORE, THE OLYMPIA CITY COUNCIL DOES HEREBY RESOLVE as follows:

- 1 The Olympia City Council hereby approves the form of Right-of-Way Use Agreement between the City of Olympia and Oyster Boys, LLC and the terms and conditions contained therein.
- 2 The City Manager is authorized and directed to execute the Right-of-Way Use Agreement on behalf of the City of Olympia, and any other documents necessary to execute said Agreement, and to make any minor modifications as may be required and are consistent with the intent of the Agreement, or to correct any scrivener's errors.

PASSED BY THE OLYMPIA CITY COUNCIL this _____ day of _____ 2024.

MAYOR

ATTEST:

CITY CLERK

APPROVED AS TO FORM:

Michael M. Young

DEPUTY CITY ATTORNEY