

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OLYMPIA, WASHINGTON,  
APPROVING A NO-BUILD EASEMENT ON CITY PROPERTY LOCATED ADJACENT  
TO 210 NW STATE AVENUE**

**WHEREAS**, Urban Olympia 5, LLC (the Developer) owns property located at 210 NW State Avenue in the City of Olympia, Thurston County, Washington (the Property); and

**WHEREAS**, the Property lies adjacent to City-owned property, which is legally described as SYLVESTER L 5 BLK 72 LESS E 55F; and

**WHEREAS**, the Developer has proposed a 15-foot no-build easement (the Easement) on the City's property to ensure the proposed easement area remains free of built structures, allowing the building on the adjacent property to be developed in a manner that will provide for greater use of balconies and windows on the northern portion of the building's west facade; and

**WHEREAS**, the City and the Developer have negotiated terms and conditions for the Developer's purchase of the Easement; and

**WHEREAS**, the Olympia City Council hereby accepts terms, among others, to grant the Easement to the Developer for consideration in the amount of Twelve Thousand Five Hundred Eight-Three Dollars and No/Cents (\$12,583.00);

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

1. The City shall grant a 15-foot no-build easement to Urban Olympia 5, LLC, for the total sum of Twelve Thousand Five Hundred Eight-Three Dollars and No/Cents (\$12,583.00).
2. The City Manager is directed and authorized to execute all documents necessary for the City's granting of a 15-foot no-build easement over City property legally described as SYLVESTER L 5 BLK 72 LESS E 55F, lying adjacent to 210 NW State Avenue in favor of Urban Olympia 5, LLC, and to make any minor modifications to said documents that are consistent with the intent of the authority conferred herein, including authority to correct any scrivener's errors in said documents.

**PASSED BY THE OLYMPIA CITY COUNCIL** this \_\_\_\_\_ day of July 2018.

\_\_\_\_\_  
MAYOR

ATTEST:

\_\_\_\_\_  
CITY CLERK

APPROVED AS TO FORM:

  
\_\_\_\_\_  
DEPUTY CITY ATTORNEY