

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OLYMPIA, WASHINGTON,
APPROVING THE OLYMPIA AREA ROWING BINDING SITE PLAN FOURTH
AMENDMENT AND AUTHORIZING THE CITY MANAGER TO SIGN ALL
DOCUMENTS PERTAINING THERETO.**

WHEREAS, under RCW 35A.11.020, the City Council has all powers in regard to the use regulation, acquisition, sale, or ownership of real property of the City of Olympia and under OMC 3.16.020, all instruments relating to the City's real property must be approved by the City Council; and

WHEREAS, The Port of Olympia and 3rd Generation Investments, LLC, seeks an amendment to the Olympia Area Rowing Binding Site Plan (BSP), which will be the Fourth Amendment to the BSP, to divide one lot on property belonging to the Port of Olympia and leased by the Port to 3rd Generation Investments, LLC., Lot 11, into three lots - Lot 11, Lot 14, Lot 15. The proposed Fourth Amendment to the BSP is reflected in Attachment A to this Resolution; and

WHEREAS the City owns one of the lots in fee simple within the larger area of the BSP - The Hands-on Children's Museum parcel, Parcel Number 66130000405, address 414 Jefferson St NE. No change in City ownership or rights in the area within the BSP is proposed. However, as an owner of a lot within the BSP area, the City must approve the proposed Fourth Amendment to the BSP; and

WHEREAS City staff have analyzed the proposed Fourth Amendment to the BSP and believe it is in the City's interests to agree to the proposed Fourth Amendment; and

WHEREAS, the purpose of this Resolution is to authorize the City Manager to sign the Binding Site Plan Fourth Amendment instrument on behalf of the City of Olympia and permit the Port of Olympia and 3rd Generation Investments, LLC, to proceed with executing and recording the Olympia Area Rowing Binding Site Plan Fourth Amendment, thereby dividing Lot 11, into three lots - Lot 11, Lot 14, Lot 15.

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

Section 1: On behalf of the City of Olympia, the Olympia City Council hereby approves the Fourth Amendment to the Olympia Area Rowing Binding Site Plan, to divide one lot, Lot 11, into three lots - Lot 11, Lot 14, Lot 15, on property belonging to the Port of Olympia and leased by the Port to 3rd Generation Investments, LLC, as reflected in Attachment A to this Resolution.

Section 2: The City Manager is authorized and directed to execute the Olympia Area Rowing Binding Site Plan Fourth Amendment and all necessary documents pertaining thereto on behalf of the City of Olympia. The City Manager is also authorized to modify any terms consistent with

the intent expressed by the Olympia City Council in this Resolution, and to correct any scrivener's errors in said Binding Site Plan amendment, as may be required.

PASSED BY THE OLYMPIA CITY COUNCIL this _____ day of _____ 2020.

MAYOR

ATTEST:

CITY CLERK

APPROVED AS TO FORM:

Michael M. Young

DEPUTY CITY ATTORNEY