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**SUBSTITUTE SENATE BILL 5088**

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**State of Washington**

**58th Legislature**

**2003 Regular Session**

**By** Senate Committee on Natural Resources, Energy & Water (originally sponsored by Senators Regala, Winsley, Franklin and Fraser)

READ FIRST TIME 01/31/03.

1       AN ACT Relating to certain lands in Tacoma used for school and  
2 playground purposes; amending 1907 c 123 s 2 (uncodified); creating a  
3 new section; and declaring an emergency.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5       NEW SECTION. **Sec. 1.** The legislature finds that in 1907, by  
6 legislative enactment, the state of Washington dedicated certain lands  
7 within the city of Tacoma for street, park, and boulevard purposes, and  
8 provided that the interest would revert to the state in the event the  
9 lands were used for other purposes. The legislature further finds that  
10 a portion of such lands is adjacent to Jefferson elementary school, and  
11 that Tacoma public schools, by permission from the city of Tacoma, has  
12 utilized these lands for park and playground purposes in conjunction  
13 with the operation of the school. The legislature further finds that  
14 Tacoma public schools plan to renovate the elementary school, and that  
15 the renovation will result in a small portion of the footprint of the  
16 school buildings being located on the above-mentioned lands dedicated  
17 by the state to the city of Tacoma. The legislature finds that the  
18 renovation and uses of the lands dedicated to the city of Tacoma will  
19 include within the project public access and recreational use of the

1 elementary school playgrounds. Therefore, the legislature finds that  
2 it is appropriate that this act allow an additional dedicated use of  
3 these lands.

4 **Sec. 2.** 1907 c 123 s 2 (uncodified) is amended to read as follows:

5 That the following described lands, as shown in the amended map of  
6 second school land addition to the city of Tacoma, to-wit: Blocks 280,  
7 279, 278, 277, 276, 275, 274 and 273, being a part of school section  
8 36, township 21 north, range 2 east, W. M., Pierce county, Washington,  
9 be and the same are hereby dedicated to the city of Tacoma, a municipal  
10 corporation of the State of Washington, to be used for street, park and  
11 boulevard purposes, and on block 279, for the additional purpose of the  
12 expansion of public school facilities: PROVIDED, HOWEVER, That if the  
13 said city of Tacoma shall ever use or permit the use of said lands for  
14 any purpose other than in this act provided, the same shall at once  
15 revert to the State of Washington without any suit or action in any  
16 court and without any action on the part of the State whatsoever; and  
17 PROVIDED, FURTHER, That as one of the conditions of this grant, it is  
18 expressly provided, that if the streets, or any portion of the streets,  
19 bordering on said blocks described in this section be vacated by said  
20 city, said blocks in this section dedicated shall at once revert to the  
21 State of Washington without the act of any court or courts whatsoever  
22 and without any act on the part of the State of Washington.

23 NEW SECTION. **Sec. 3.** This act is necessary for the immediate  
24 preservation of the public peace, health, or safety, or support of the  
25 state government and its existing public institutions, and takes effect  
26 immediately.

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