

AA 25

Ordinance No. 102982

AN ORDINANCE vacating West Aetna Street, et al., on petition of the Seattle Pacific College.

1/6/74 PASSED

COMPTROLLER 271399
FILE NUMBER

Council Bill No. 94709

INTRODUCED: JAN 1 4 1974	BY: HILL
REFERRED: JAN 1 4 1974	TO: TRANSPORTATION
REFERRED:	
REFERRED:	
REPORTED: JAN 2 1 1974	SECOND READING: JAN 2 1 1974
THIRD READING: JAN 2 1 1974	SIGNED: JAN 2 1 1974
PRESENTED TO MAYOR: JAN 2 9 1974	APPROVED: JAN 2 9 1974
RETD. TO CITY CLERK: JAN 2 9 1974	PUBLISHED:
VETOED BY MAYOR:	VETO PUBLISHED:
PASSED OVER VETO:	VETO SUSTAINED:

Unanimous Vote - CITY COUNCIL

ORDINANCE NO. 102082

AN ORDINANCE vacating West Aetna Street, et al., on petition of the Seattle Pacific College.

WHEREAS there has been filed with the City Council the petition of the Seattle Pacific College (City Comptroller's File No. 271399) for the vacation of West Aetna Street from the southerly line of the Burlington Northern Inc.'s right of way to a line 20 feet southerly thereof and parallel therewith; Also, the Unnamed Street, as established by Ordinance No. 15923, also known as West Ewing Street, adjoining the unnumbered block in Denny & Hoyt's Addition, as recorded in Volume 2 of Plats, Page 136, Records of King County, Washington, from the production north of the east line of 3rd Avenue West to the production east of the north line of West Aetna Street; Also, Portion of the Unnamed Street, as established by Ordinance No. 15923, lying east of 3rd Avenue West, southwesterly of the Lake Washington Ship Canal and north of Block 53, Denny & Hoyt's Addition, from the southerly line of the Burlington Northern Inc.'s right of way to the southwesterly right of way line of the Lake Washington Ship Canal; reserving to the City of Seattle the right to make all necessary slopes for cuts or fills upon the above described property in the reasonable original grading of any street abutting upon said property after said vacation; and further, reserving to the City of Seattle the right to reconstruct, maintain and operate any existing overhead or underground utilities in said streets until the beneficiaries of said vacation arrange with the owner or owners thereof for their vacation; and

WHEREAS at the hearing on said petition on the 14th day of January, 1974, the City Council considered said petition and the report of the Board of Public Works thereon and determined, after being fully advised of all the facts, that the vacation of all the streets as above described was not in the public interest but that said petition should be granted eliminating therefrom that portion of the Unnamed Street, as established by Ordinance No. 15923, lying east of 3rd Avenue West, southwesterly of the Lake Washington Ship Canal and north of Block 53, Denny & Hoyt's Addition, from the southerly line of the Burlington Northern Inc.'s right of way to the southwesterly right of way line of the Lake Washington Ship Canal; and

WHEREAS Ordinance No. 102342 exempts nonprofit institutions of higher education accredited by a recognized accrediting agency and requiring attendance by students in classes conducted at the institution from payment of one half of the appraised value of the property to be vacated; and

WHEREAS Seattle Pacific College has given the City Engineer written affirmation that said college is a nonprofit institution of higher education chartered under the laws of the State of Washington and accredited by the Northwest Association of Secondary and Higher Schools, and that said college requires students enrolled in subject college to attend classes conducted by the same and to meet the officially recognized standards for credit and examination and, accordingly, no appraisal was made and no payment required for said vacation; Now, Therefore,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. That

West Aetna Street from the southerly line of the Burlington Northern Inc.'s right of way to a line 20 feet southerly thereof and parallel therewith; Also, the Unnamed Street, as established by Ordinance No. 15923, also known as West Ewing Street, adjoining the unnumbered block in Denny & Hoyt's Addition, as recorded in Volume 2 of Plats, Page 136, Records of King County, Washington, from the production north of the east line of 3rd Avenue West to the production east of the north line of West Aetna Street;

be and the same are hereby vacated, reserving to the City of Seattle the right to make all necessary slopes for cuts or fills upon the above described property in the reasonable original grading of any street abutting upon said property after said vacation; and further, reserving to the City of Seattle the right to reconstruct, maintain and operate any existing overhead or underground utilities in said streets until the beneficiaries of said vacation arrange with the owner or owners thereof for their removal.

(To be used for all Ordinances except Emergency.)

Section 2. This ordinance shall take effect and be in force thirty days from and after its passage and approval, if approved by the Mayor; otherwise it shall take effect at the time it shall become a law under the provisions of the city charter.

Passed by the City Council the 21 day of January, 1974
and signed by me in open session in authentication of its passage this 21 day of
January, 1974.

[Signature]
President of the City Council.

Approved by me this 29 day of January, 1974.
[Signature]
Mayor.

Filed by me this 29 day of January, 1974.

[Signature]
Attest: City Comptroller and City Clerk.

(SEAL)

Published

By *[Signature]* Deputy Clerk.

The City of Seattle--Legislative Department

MR. PRESIDENT:

Your Committee on
to which was referred C.B. 94709,

TRANSPORTATION

Date Reported
and Adopted
JAN 21 1974

Vacating West Aetna Street, et al., on petition of the
Seattle Pacific College,

RECOMMENDS THAT THE SAME DO PASS.

..... Chairman

J. Hill

TRANS.
Chairman

..... Committee

..... Committee

ORDINANCE NO. 102342

AN ORDINANCE vacating West Aetna Street, et al., on petition of the Seattle Pacific College.

7402040322

WHEREAS there has been filed with the City Council the petition of the Seattle Pacific College (City Comptroller's File No. 271399) for the vacation of West Aetna Street from the southerly line of the Burlington Northern Inc.'s right of way to a line 20 feet southerly thereof and parallel therewith; Also, the Unnamed Street, as established by Ordinance No. 15923, also known as West Ewing Street, adjoining the unnumbered block in Denny & Hoyt's Addition, as recorded in Volume 2 of Plats, Page 136, Records of King County, Washington, from the production north of the east line of 3rd Avenue West to the production east of the north line of West Aetna Street; Also, Portion of the Unnamed Street, as established by Ordinance No. 15923, lying east of 3rd Avenue West, southwesterly of the Lake Washington Ship Canal and north of Block 53, Denny & Hoyt's Addition, from the southerly line of the Burlington Northern Inc.'s right of way to the southwesterly right of way line of the Lake Washington Ship Canal; reserving to the City of Seattle the right to make all necessary slopes for cuts or fills upon the above described property in the reasonable original grading of any street abutting upon said property after said vacation; and further, reserving to the City of Seattle the right to reconstruct, maintain and operate any existing overhead or underground utilities in said streets until the beneficiaries of said vacation arrange with the owner or owners thereof for their vacation; and

WHEREAS at the hearing on said petition on the 14th day of January, 1974, the City Council considered said petition and the report of the Board of Public Works thereon and determined, after being fully advised of all the facts, that the vacation of all the streets as above described was not in the public interest but that said petition should be granted eliminating therefrom that portion of the Unnamed Street, as established by Ordinance No. 15923, lying east of 3rd Avenue West, southwesterly of the Lake Washington Ship Canal and north of Block 53, Denny & Hoyt's Addition, from the southerly line of the Burlington Northern Inc.'s right of way to the southwesterly right of way line of the Lake Washington Ship Canal; and

WHEREAS Ordinance No. 102342 exempts nonprofit institutions of higher education accredited by a recognized accrediting agency and requiring attendance by students in classes conducted at the institution from payment of one half of the appraised value of the property to be vacated, and

WHEREAS Seattle Pacific College has given the City Engineer written affirmation that said college is a nonprofit institution of higher education chartered under the laws of the State of Washington and accredited by the Northwest Association of Secondary and Higher Schools, and that said college requires students enrolled in subject college to attend classes conducted by the same and to meet the officially recognized standards for credit and examination and, accordingly, no appraisal was made and no payment required for said vacation; Now, Therefore,

7402040322

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. That

West Aetna Street from the southerly line of the Burlington Northern Inc.'s right of way to a line 20 feet southerly thereof and parallel therewith; Also, the Unnamed Street, as established by Ordinance No. 15923, also known as West Ewing Street, adjoining the unnumbered block in Denny & Hoyt's Addition, as recorded in Volume 2 of Plats, Page 136, Records of King County, Washington, from the production north of the east line of 3rd Avenue West to the production east of the north line of West Aetna Street;

be and the same are hereby vacated, reserving to the City of Seattle the right to make all necessary slopes for cuts or fills upon the above described property in the reasonable original grading of any street abutting upon said property after said vacation; and further, reserving to the City of Seattle the right to reconstruct, maintain and operate any existing overhead or underground utilities in said streets until the beneficiaries of said vacation arrange with the owner or owners thereof for their removal.

(To be used for all Ordinances except Emergency.)

7402040322

Section 2. This ordinance shall take effect and be in force thirty days from and after its passage and approval, if approved by the Mayor; otherwise it shall take effect at the time it shall become a law under the provisions of the city charter.

Passed by the City Council the 21 day of January, 1974
and signed by me in open session in authentication of its passage this 21 day of
January, 1974.

[Signature]
President of the City Council.

Approved by me this 29 day of

[Signature]
Mayor.

Filed by me this 29 day of

January, 1974.

[Signature]
Attest: City Comptroller and City Clerk.

(SEAL)

Published

By *[Signature]* Deputy Clerk.

FEB--4-74 00007 7402040322 -- D R 5.00

4-0186

CITY OF SEATTLE
COMPTROLLER AND CITY CLERK

FILED for Record at Request of

DIRECTOR
RECORDS & ELECTIONS
KING COUNTY, WASH.

1974 FEB 4 AM 10 10

RECORDED

STATE OF WASHINGTON)
COUNTY OF KING) SS
CITY OF SEATTLE)

I, C.G. ERLANDSON, Comptroller and City Clerk of the City of Seattle, do hereby certify that the within and foregoing is a true and correct copy of the original instrument as the same appears on file, and of record in this Department.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of The City of Seattle, this

JAN 30 1974

C.G. ERLANDSON
Comptroller and City Clerk

By: *John B. Holburn*
Chief Deputy



ORDINANCE 102982

AN ORDINANCE vacating West Aetna Street, et al., on portions of the Seattle Pacific College.

WHEREAS there has been filed with the City Council the petition of the Seattle Pacific College (City Comptroller's File No. 371389) for the vacation of West Aetna Street from the southerly line of the Burlington Northern, Inc.'s right of way to a line 20 feet southerly thereof and parallel therewith; Also, the Unnamed Street, as established by Ordinance No. 15923, also known as West Bwing Street, adjoining the unnumbered block in Denny & Hoyt's Addition, as recorded in Volume 2 of Plates, Page 106, Records of King County, Washington, from the production north of the east line of 3rd Avenue West to the production east of the north line of West Aetna Street; Also, Portion of the Unnamed Street, as established by Ordinance No. 15923, lying east of 3rd Avenue West, southwesterly of the Lake Washington Ship Canal and north of Block 53, Denny & Hoyt's Addition, from the southerly line of the Burlington Northern, Inc.'s right of way to the southwesterly right of way line of the Lake Washington Ship Canal; reserving to the City of Seattle the right to make all necessary slopes for cuts or fills upon the above described property in the reasonable original grading of any street abutting upon said property after said vacation, and further, reserving to the City of Seattle the right to reconstruct, maintain and operate any existing overhead or underground utilities in said streets until the beneficiaries of said vacation arrange with the owner or owners thereof for their vacation; and

WHEREAS at the hearing on said petition on the 14th day of January, 1974, the City Council considered said petition and the report of the Board of Public Works thereon and determined, after being fully advised of all the facts, that the vacation of all the streets as above described was not in the public interest but that said petition should be granted conditional therefrom that portion of the Unnamed Street, as established by Ordinance No. 15923, lying east of 3rd Avenue West, southwesterly of the Lake Washington Ship Canal and north of Block 53, Denny & Hoyt's Addition, from the southerly line of the Burlington Northern, Inc.'s right of way to the southwesterly right of way line of the Lake Washington Ship Canal; and

WHEREAS Ordinance No. 192542 exempts nonprofit institutions of higher education accredited by a recognized accrediting agency and requiring attendance by students in classes conducted at the institution from payment of one half of the appraised value of the property to be vacated; and

WHEREAS Seattle Pacific College has given the City Engineer written affirmation that said college is a nonprofit institution of higher education chartered under the laws of the State of Washington and accredited by the Northwest Association of Secondary and Higher Schools, and that said college requires students enrolled in subject college to attend classes conducted by the same and to meet the officially recognized standards for credit and examination and, accordingly, no appraisal was made and no payment required for said vacation; Now, Therefore,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. That West Aetna Street from the southerly line of the Burlington Northern, Inc.'s right of way to a line 20 feet southerly thereof and parallel therewith; Also, the Unnamed Street, as established by Ordinance No. 15923, also known as West Bwing Street, adjoining the unnumbered block in Denny & Hoyt's Addition, as recorded in Volume 2 of Plates, Page 106, Records of King County, Washington, from the production north of the east line of 3rd Avenue West to the production east of the north line of West Aetna Street;

be and the same are hereby vacated, reserving to the City of Seattle the right to make all necessary slopes for cuts or fills upon the above described property in the reasonable original grading of any street abutting upon said property after said vacation; and further, reserving to the City of Seattle the right to reconstruct, maintain and operate any existing overhead or underground utilities in said streets until the beneficiaries of said vacation arrange with the owner or owners thereof for their removal.

Section 2. This ordinance shall take effect and be in force thirty days from and after its passage and approval if approved by the Mayor; otherwise it shall take effect at the time it shall become a law under the provisions of the city charter.

Passed by the City Council the 21st day of January, 1974, and signed by me in open session in authentication of its passage this 21st day of January, 1974.

SAM SMITH, President of the City Council. Approved by me this 29th day of January, 1974.

WES UHLMAN, Mayor. Filed by me this 29th day of January, 1974.

ALBERT C. G. ERLANDSON, City Comptroller and City Clerk.

(Seal) By D. W. ALFREY, Deputy Clerk.

Publication ordered by C. G. ERLANDSON, Comptroller and City Clerk.

Date of Official Publication in

Affidavit of Publication

STATE OF WASHINGTON, KING COUNTY --SS.

The undersigned, on oath states that he is an authorized representative of The Daily Journal of Commerce, a daily newspaper, which newspaper is a legal newspaper of general circulation and it is now and has been for more than six months prior to the date of publication hereinafter referred to, published in the English language continuously as a daily newspaper in Seattle, King County, Washington, and it is now and during all of said time was printed in an office maintained at the aforesaid place of publication of this newspaper. The Daily Journal of Commerce was on the 12th day of June, 1941, approved as a legal newspaper by the Superior Court of King County.

The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

ORDINANCE NO. 102982

was published on Jan 31, 1974

Subscribed and sworn to before me on

Jan 31, 1974

Notary Public for the State of Washington, residing in Seattle.

TIME AND DATE STAMP

SPONSORSHIP

THE ATTACHED DOCUMENT IS SPONSORED FOR FILING WITH THE CITY COUNCIL BY THE MEMBER(S) OF THE CITY COUNCIL WHOSE SIGNATURE(S) ARE SHOWN BELOW:

Jim Hill

FOR CITY COUNCIL PRESIDENT USE ONLY

COMMITTEE(S) REFERRED TO:

2.1N

G. Hill

PRESIDENT'S SIGNATURE

C S. 20.28