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**Ordinance No. 106645**

AN ORDINANCE relating to the improvement of OCCIDENTAL AVENUE SOUTH from South Washington Street to Yesler Way and a certain other street by constructing or reconstructing the support for the concrete walk and otherwise improving the same; as authorized by Ordinance No. 105435, creating Local Improvement District No. 6668, amending Section 2 of said ordinance to authorize funds from the Housing and Community Development Revenue Sharing Fund to aid said local improvement district and amending Section 3 of said ordinance to exclude a certain property included in the local improvement district under Ordinance No. 105435

7/27/77 PASS

COMPTROLLER

FILE NUMBER \_\_\_\_\_

**Council Bill No. 98607**

INTRODUCED: JUL 25 1977	BY: EXECUTIVE REQUEST
REFERRED: JUL 25 1977	TO: TRANSPORTATION
REFERRED:	
REFERRED:	
REPORTED: AUG 1 1977	SECOND READING: AUG 1 1977
THIRD READING: AUG 1 1977	SIGNED: AUG 1 1977
PRESENTED TO MAYOR: AUG 2 1977	APPROVED: AUG 5 1977
SENT TO CITY CLERK: AUG 5 1977	PUBLISHED:
VETOED BY MAYOR:	VETO PUBLISHED:
PASSED OVER VETO:	VETO SUSTAINED:

Treas

PUB  
BLDG. (BC) —  
ENG. —  
B. OX  
A. C.  
S. E.  
G. O.  
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ORDINANCE NO. 106645

AN ORDINANCE relating to the improvement of OCCIDENTAL AVENUE SOUTH from South Washington Street to Yesler Way and a certain other street by constructing or reconstructing the support for the concrete walk and otherwise improving the same; as authorized by Ordinance No. 105435, creating Local Improvement District No. 6668, amending Section 2 of said ordinance to authorize funds from the Housing and Community Development Revenue Sharing Fund to aid said local improvement district and amending Section 3 of said ordinance to exclude a certain property included in the local improvement district under Ordinance No. 105435.

WHEREAS the lowest of the bids received by the Board of Public Works for the L.I.D. portion of the "Occidental Mall North" contract far exceeded the City Engineer's preliminary estimate;

WHEREAS indications are that more favorable bids would not be received by re-advertising and additional money will be needed to finance this L.I.D.;

WHEREAS the Department of Community Development has subsequently authorized funds from the Housing and Community Development Revenue Sharing Fund to aid said local improvement district; and

WHEREAS with reference to Section 3 of Ordinance No. 105435, a certain property included in the local improvement district under said ordinance has privately constructed its portion of the improvement and should now be deleted from the assessment roll; Now Therefore,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. That Section 2 of Ordinance 105435 entitled:

"AN ORDINANCE providing for the improvement of OCCIDENTAL AVENUE SOUTH from South Washington Street to Yesler Way,

by constructing or reconstructing the support for the concrete walk to be constructed or reconstructed by the City of Seattle in the above-named avenue; ALSO,

YESLER WAY, south side only from Occidental Avenue South to approximately 111 feet east thereof,

by constructing a decorative walk;"

all in accordance with Resolution No. 24848 of the City Council of the City of Seattle creating a local improvement district therefor, and providing that payment for said improvement be made by special assessments upon property in said district payable by the mode of installment notes,

approved March 26, 1976, be and the same is hereby amended to read as follows:

Section 2. That the cost and expense of said improvement, including all necessary and incidental expenses, estimated in the revised preliminary assessment roll to be approximately at \$45,666 including those preliminary engineering costs contained in Ordinance No. 105275, shall be borne by and assessed against the property included in the assessment district hereinafter created in accordance with law. The City of Seattle shall not be liable in any manner for any portion of the cost and expense of said improvement except as herein provided; provided, however, that the sum of Thirty Four Thousand Eight Hundred and no/100 Dollars (\$34,800.00) or so much thereof as may be necessary

(To be used for all Ordinances except Emergency.)

shall be paid from the Housing and Community Development Revenue Sharing Fund; and provided further that the City of Seattle shall pay from the General Fund any sums which would have been levied against United States Government property within the assessment district herein created, if said property were assessable in the same manner as other property in said district.

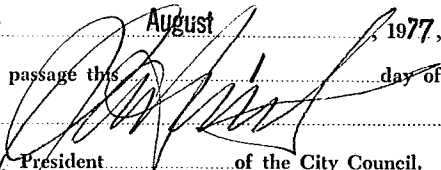
Section 2. That Section 3 of Ordinance No. 105435 be and the same is hereby amended to read as follows:

Section 3. That by reason of the nature of this improvement the special benefits conferred on the property are not fairly reflected by the termini and zone method as specified in Sections 35.43.080, 35.44.010, 35.44.040, and 35.44.050 of the Revised Code of Washington, or by the enlarged district method prescribed in Section 35.43.080 of the Revised Code of Washington; therefore, in accordance with provisions of Section 35.43.080 of the Revised Code of Washington, there is hereby established a local improvement district, to be called "Local Improvement District No. 6668", the property of which district shall be assessed in accordance with the special benefits to be derived from the improvement. The boundaries of said district are described as follows:

Beginning at the intersection of the south line of Yesler Way and the west line of the alley east of Occidental Avenue South; thence west along said south line to the west line of Occidental Avenue South; thence south along the west line of said avenue to a line 90 feet north of and parallel with the north line of South Washington Street; thence west along the last described parallel line to the east line of the alley west of said avenue; thence south along said east line to the north line of South Washington Street; thence east along said north line to the east line of Occidental Avenue South; thence north along the last described east line to a line 120 feet north of and parallel with the north line of South Washington Street; thence east along the last described parallel line to the west line of said alley lying east of Occidental Avenue South; thence north along the last described west line to the beginning.

Section 3. 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 1 day of August, 1977,  
and signed by me in open session in authentication of its passage this 1 day of August, 1977.

  
President of the City Council.

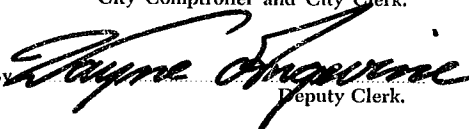
Approved by me this 5 day of August, 1977.  
  
Mayor.

Filed by me this 5 day of August, 1977.

Attest:   
City Comptroller and City Clerk.

(SEAL)

Published.....

By   
Deputy Clerk.

# The City of Seattle--Legislative Department

MR. PRESIDENT:

Date Reported  
and Adopted  
AUG 1 1977

Your Committee on TRANSPORTATION

to which was referred

C.B. 98607

Relating to the improvement of OCCIDENTAL AVENUE SOUTH from South Washington Street to Yesler Way and a certain other street by constructing or reconstructing the support for the concrete walk and otherwise improving the same; as authorized by Ordinance No. 105435, creating Local Improvement District No. 6668, amending Section 2 of said ordinance to authorize funds from the Housing and Community Development Revenue Sharing Fund to aid said local improvement district and amending Section 3 of said ordinance to exclude a certain property included in the local improvement district under Ordinance No. 105435.

RECOMMEND THAT THE SAME DO PASS

*Ed. J. Benson*  
TRANS.  
Chairman

Chairman

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Committee

Committee