

ORDINANCE NO. 1106

An Ordinance to Widen, Extend  
and Establish Commercial Area  
to provide for the condem-  
nation necessary therefor.

ORDINANCE NO. 1106

An Ordinance to Widen ~~\_\_\_\_\_~~ and Establish Commercial street, in the City of Seattle, Washington Territory, and to provide for the condemnation of real estate necessary therefor.

The City of Seattle does ordain as follows:

SECTION I.

That Commercial street, in the City of Seattle, the entire length thereof from the beginning to the end of the same, as the same now exists, be and the same hereby is widened eighteen (18) feet, nine (9) feet on each side thereof, the entire length thereof, thus making the said Commercial street, from the beginning to the end along the whole length thereof, eighty-four (84) feet wide; and that the boundaries of said Commercial street, so widened ~~\_\_\_\_\_~~ and established by this ordinance, be and the same hereby are described as follows, to-wit:

Beginning at a point thirty-three (33) feet north and forty-two (42) feet west of the monument at the intersection of the center lines of Yesler Avenue and Commercial street; thence south parallel to and forty-two (42) feet distant from the center line of Commercial street, as now established, to the southerly City limits; thence east eighty-four (84) feet; thence north parallel to and forty-two (42) feet east of the center line of said Commercial street to the north line of Yesler Avenue; thence west eighty-four (84) feet to the place of beginning.

SECTION II.

That, so much of private property as is embraced within the limits and boundaries of said Commercial street, as widened ~~\_\_\_\_\_~~ and established by section one (I) of this ordinance, be and the same is hereby ~~condemned~~ <sup>used</sup> and appropriated to the public of said City, as a public street and high-way forever, due compensation to be



made therefor as provided by law, and the amount of said compensation is hereby made a charge upon the lots and parcels of land embraced within the assessment district hereinafter created.

*assessment district, and outside of the limits of said street, as so widened.*

## SECTION III.

That, the City surveyor shall, as soon as practicable, make a plat of the land appropriated for the widening ~~\_\_\_\_\_~~ and establishing of said Commercial street by this ordinance, and of the land within the assessment district created and described by section four (IV) of this ordinance, and file the same in the office of the City clerk, said plat to show the lines of said street as widened, ~~\_\_\_\_\_~~ and established by this ordinance, and of each smallest subdivision of land subject to assessment within said district.

## SECTION IV.

That an assessment district be and the same hereby is created, consisting of and comprising all the lands lying and included within the limits of the City of Seattle, King County, Washington Territory, more particularly described as follows, to-wit:

The north half of Section seventeen (17), all of sections three (3) four (4), five (5), six (6), eight (8), nine (9), and ten (10) in Township twenty-four (24) of Range four (4) east and the south half of sections nineteen (19) and twenty (20), and all of sections twenty-seven (27) twenty-eight (28) twenty-nine (29) thirty (30) thirty-one (31) thirty-two (32) thirty-three (33) and thirty-four (34), in Township twenty-five (25) north of Range four (4) east, and the south half of section twenty-four (24), and all of sections twenty-five (25) and thirty-six (36) in Township twenty-five (25) north of range three (3) east. And the whole cost of all proceedings for the widening ~~\_\_\_\_\_~~ and establishing of said Commercial street as aforesaid, including payments to be made to the owners of lands appropriated, as compensation therefor, is hereby levied and

made a charge upon the lots and lands subject to taxation for general municipal purposes within said assessment district. And all the lots and fractions of lots and lands within the limits of said assessment district, and outside of the limits of said street, as so widened and established, are hereby declared to be the property benefited by the widening and establishing of said Commercial street.

SECTION V.

That an assessment of the land within said district, for the purpose specified in the preceding section, and the appraisal of the land appropriated by this ordinance, shall be made by three appraisers, who shall be appointed in the manner prescribed in section one hundred and one (101) of the Charter of the City of Seattle, and notice to appoint said appraisers shall be given in the following manner, viz: The City clerk, shall, as soon as this ordinance takes effect, issue and sign a notice to the owners of the land appropriated by this ordinance to appoint one of said appraisers, and a similar notice to the owners of the land within said assessment district to appoint one of said appraisers, and cause each of said notices to be published for five consecutive days in the official newspaper of the City of Seattle, and each of said notices shall specify the time within which said appointment shall be made, and shall require said appointments to be made in writing and filed with the City Clerk.

SECTION VI.

That the assessment of the land in said district shall be according to value, and as soon as practicable after the whole amount necessary to be raised by said assessment shall have been ascertained, the common council shall, by an order, fix the rate of assessment, and every year that the owner of said buildings, houses, streets, or other improvements shall pay, collect or raise.



make a return upon the jobs and judge and keep the possession for the

ment, and the City clerk shall prepare an assessment roll, and list thereon each parcel of land in said district, showing the amount thereof, at the rate fixed by the common council, and shall certify the same as other assessment rolls, and deliver the same to the City treasurer, who shall at once publish a notice of five days in the official newspaper of the City to all persons claiming an interest in said lands, to <sup>pay</sup> the assessments thereon within forty days from the date of the first publication of said notice. All assessments not paid within the time specified in said notice shall be delinquent, and shall be collected by suit in the name of the City of Seattle, and foreclosure of the lien upon said land.

SECTION VII.

That, from and after the passage of this ordinance, it shall not be lawful for any person to erect or construct <sup>or cause to be erected or constructed</sup> any building or other improvements within the limits of said Commercial street as herein widened ~~and~~ and established, <sup>and any person or persons so doing, or causing to be so done, shall be deemed to be</sup>

*guilty of a misdemeanor, and, upon conviction thereof, shall, for each offense, be fined in any sum not exceeding \$100. and the City Clerk of said City, may cause the same to be*

SECTION VIII. *Torn down and removed therefrom.*

And that all buildings, fences, structures, foundations or other improvements within the limits of said Commercial street, as herein widened ~~and~~ and established, shall be removed therefrom, by the owners thereof, within six months after the publication of this ordinance; and any person or persons failing, neglecting or refusing to remove such buildings, fences, structures, foundations or other improvements within said time shall be deemed to be guilty of a misdemeanor and, upon conviction thereof, shall be fined in any sum not exceeding One Hundred (\$100) Dollars, or be imprisoned for any period not exceeding thirty days, or by both such fine and imprisonment; and every day that the owner of said buildings, fences, structures, foundations or other improvements shall fail, neglect or refuse,

after the expiration of the time limited by this ordinance, to remove the same or any part thereof from the limits of said street, shall be deemed to be guilty of a separate offense and punishable therefor as herein provided. And if any buildings, fences, structures, foundations or other improvements shall, after the expiration of the time limited by this section, remain within the limits of said Commercial street, as herein widened ~~and~~ and established, the same may be removed by order of the Common Council of said City by any officer of said City from the limits of said street and all expenses and costs of removing the same shall be paid by the party owning the property upon which said buildings, fences, structures, foundations or other improvements are situated, <sup>to</sup> be recovered by a civil action in the name of the City in any Court of competent jurisdiction.

SECTION IX.

That this ordinance shall take effect and be in force from and after its approval and publication.

Passed by the Common Council the 27<sup>th</sup> day of June, 1889.

Approved by me the 26 day of June, 1889.

Robert Morau  
Mayor.

Filed the 26 day of June, 1889.

W. J. Ferris  
Clerk.

Published the 28 day of June, 1889.



An Ordinance to Widen ~~\_\_\_\_\_~~ and Establish Commercial street, in the City of Seattle, Washington Territory, and to provide for the condemnation of real estate necessary therefor.

The City of Seattle does ordain as follows:

## SECTION I

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## SECTION II.

That, so much of private property as is embraced within the limits and boundaries of said Commercial street, as widened ~~\_\_\_\_\_~~ and established by section one (I) of this ordinance, be and the same is hereby condemned and appropriated to the public <sup>use</sup> of said City, as a public street and high-way forever, due compensation to be

made therefor as provided by law, and the amount of said compensation is hereby made a charge upon the lots and parcels of land embraced within the assessment district hereinafter created.

### SECTION III.

That the City surveyor shall, as soon as practicable, make a plat of the land appropriated for the widening ~~and~~ and establishing of said Commercial street by this ordinance, and of the land within the assessment district created and described by section four (IV) of this ordinance, and file the same in the office of the City clerk, said plat to show the lines of said street as widened, ~~and~~ and established by this ordinance, and of each smallest subdivision of land subject to assessment within said district.

### SECTION IV.

That an assessment district be and the same hereby is created, consisting of and comprising all the lands lying and included within the limits of the City of Seattle, King County, Washington Territory, more particularly described as follows, to-wit:

The north half of Section seventeen (17), all of sections three (3) four (4), five (5), six (6), eight (8), nine (9), and ten (10) in Township twenty-four (24) of Range four (4) east and the south half of sections nineteen (19) and twenty (20), and all of sections twenty-seven (27) twenty-eight (28) twenty-nine (29) thirty (30) thirty-one (31) thirty-two (32) thirty-three (33) and thirty-four (34), in Township twenty-five (25) north of Range four (4) east, and the south half of section twenty-four (24), and all of sections twenty-five (25) and thirty-six (36) in Township twenty-five (25) north of range three (3) east. And the whole cost of all proceedings for the widening, ~~and~~ and establishing of said Commercial street as aforesaid, including payments to be made to the owners of lands appropriated, as compensation therefor, is hereby levied and



made a charge upon the lots and lands subject to taxation for general municipal purposes within said assessment district. And all

the lots and fractions of lots and lands within the limits of said *assessment district, and out side of the limits of said* street, as so widened ~~and~~ and established, are hereby declared to be the property benefited by the widening ~~and~~ and establishing of said Commercial street.

#### SECTION V.

That an assessment of the land within said district, for the purpose specified in the preceding section, and the appraisal of the land appropriated by this ordinance, shall be made by three appraisers, who shall be appointed in the manner prescribed in section one hundred and one (101) of the Charter of the City of Seattle, and notice to appoint said appraisers shall be given in the following manner, viz: The City clerk, shall, as soon as this ordinance takes effect, issue and sign a notice to the owners of the land appropriated by this ordinance to appoint one of said appraisers, and a similar notice to the owners of the land within said assessment district to appoint one of said appraisers, and cause each of said notices to be published for five consecutive days in the official newspaper of the City of Seattle, and each of said notices shall specify the time within which said appointment shall be made, and shall require said appointments to be made in writing and filed with the City Clerk.

#### SECTION VI.

That the assessment of the land in said district shall be according to value, and as soon as practicable after the whole amount necessary to be raised by said assessment shall have been ascertained, the common council shall, by an order, fix the rate of assess-



ment, and the City clerk shall prepare an assessment roll, and list thereon each parcel of land in said district, showing the amount thereof, at the rate fixed by the common council, and shall certify the same as other assessment rolls, and deliver the same to the City treasurer, who shall at once publish a notice of five days in the official newspaper of the City to all persons claiming an interest in said lands, to <sup>pay</sup> the assessments thereon within forty days from the date of the first publication of said notice. All assessments not paid within the time specified in said notice shall be delinquent, and shall be collected by suit in the name of the City of Seattle, and foreclosure of the lien upon said land.

SECTION VII.

That, from and after the passage of this ordinance, it shall not be lawful for any person to erect or construct, <sup>or cause to be erected or constructed</sup> any building or other improvements within the limits of said Commercial street as herein widened, ~~and~~ and established, <sup>and any person or persons so doing, or causing to be so done, shall be deemed to be</sup> guilty of a misdemeanor, and, upon conviction thereof, shall, for each offense, be fined in any sum not exceeding \$100. and the City Council of said City, may cause the same to be <sup>Torn down and removed therefrom.</sup> SECTION VIII.

And that all buildings, fences, structures, foundations or other improvements within the limits of said Commercial street, as herein widened, ~~and~~ and established, shall be removed therefrom, by the owners thereof, within six months after the publication of this ordinance; and any person or persons failing, neglecting or refusing to remove such buildings, fences, structures, foundations or other improvements within said time shall be deemed to be guilty of a misdemeanor and, upon conviction thereof, shall be fined in any sum not exceeding One Hundred (\$100) Dollars, or be imprisoned for any period not exceeding thirty days, or by both such fine and imprisonment; and every day that the owner of said buildings, fences, structures, foundations or other improvements shall fail, neglect or refuse,



after the expiration of the time limited by this ordinance, to remove the same or any part thereof from the limits of said street, shall be deemed to be guilty of a separate offense and punishable therefor as herein provided. And if any buildings, fences, structures, foundations or other improvements shall, after the expiration of the time limited by this section, remain within the limits of said Commercial street, as herein widened ~~and~~ and established, the same may be removed by order of the Common Council of said City by any officer of said City from the limits of said street and all expenses and costs of removing the same shall be paid by the party owning the property upon which said buildings, fences, structures, foundations or other improvements are situated, <sup>to</sup> be recovered by a civil action in the name of the City in any Court of competent jurisdiction.

SECTION IX.

That this ordinance shall take effect and be in force from and after its approval and publication.

Passed by the Common Council the 27<sup>th</sup> day of June, 1889.

Approved by me the 26 day of June, 1889.

Robert Moran  
Mayor.

Filed the 26 day of June, 1889.

W. J. Harris  
Clerk.

Published the 28 day of June, 1889.

CERTIFIED COPY OF ORDINANCE 1106

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

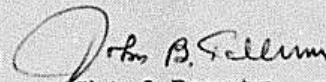
I, C.G. ERLANDSON, Comptroller and City Clerk of the City of Seattle, do hereby certify that the within and foregoing is a true and correct copy of the original instrument as the same appears on file, and of record in this Department.

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

FEB 28 1975

C.G. ERLANDSON  
Comptroller and City Clerk

By:

  
Chief Deputy