

ORDINANCE No. 111076

COUNCIL BILL No. 108552

Law Department

AN ORDINANCE relating to street vacations, amending subsection B of Section 15.62.090 of the Seattle Municipal Code (Section 1 (part) of Ordinance 109740, as amended) to delete the exemption from payment of compensation of conveyance of in-lieu parcels when streets are vacated upon petition of City departments, certain other public agencies and non-profit colleges and universities.

PASS (3-0)

COMPTROLLER FILE No.

Introduced: MAR 7 1983	By: RICE
Referred: MAR 7 1983	To: TOWNSHIP
Referred:	To:
Referred:	To:
Reported: MAR 28 1983	Second Reading: MAR 28 1983
Third Reading: MAR 28 1983	Signed: MAR 28 1983
Presented to Mayor: MAR 28 1983	Approved: APR 6 1983
Returned to City Clerk: APR 6 1983	Published:
Vetoed by Mayor:	Veto Published:
Passed over Veto:	Veto Sustained:

10

111076

<input type="checkbox"/>	LIGHT	<input type="checkbox"/>	HEALTH
<input checked="" type="checkbox"/>	ENG	<input type="checkbox"/>	PARKS
<input type="checkbox"/>	DCLU	<input type="checkbox"/>	L & CA
<input type="checkbox"/>	DCD	<input type="checkbox"/>	
<input checked="" type="checkbox"/>	LAW	<input type="checkbox"/>	

JB:pl
3/2/83

ORDINANCE 111076

AN ORDINANCE relating to street vacations; amending subsection B of Section 15.62.090 of the Seattle Municipal Code (Section 1 (part) of Ordinance 109740, as amended) to delete the exemption from payment of compensation or conveyance of in-lieu parcels when streets are vacated upon petition of City departments, certain other public agencies and non-profit colleges and universities.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Subsection B of Section 15.62.090 of the Seattle Municipal Code (Section 1 (part) of Ordinance 109740, as amended) is amended to read as follows:

15.62.090 Compensation for vacation

* * *

B. In each instance such alternate right-of-way exchange or in-lieu parcel or parcels shall have a fair cash market value not less than the fair cash market value of the portion of the street or alley proposed to be vacated, and the city may, but shall not be obligated to, either accept such property in exchange for a cash payment for the vacated portion or to pay to the petitioner a sum representing one-half of the excess over the fair cash market value of the portion of the street or alley proposed to be vacated. Such exchange parcel or parcels must be acceptable to the City Council. If such alternate right-of-way exchange or in-lieu parcel or parcels have a fair cash market value less than the fair cash market value of the portion of street or alley proposed to be vacated, such owners shall also pay to the city a sum representing one-half of the difference between the fair cash market value of the alternate

1 parcel or parcels and the fair cash market value of the
2 portion of street or alley to be vacated. Such compensation
3 or grant or dedication or deeding of exchange or in-lieu
4 parcels shall not be required in connection with the vacation
5 of any street, alley or public place, or any part thereof,
6 which has been requested only by departments of the State of
7 Washington or federal governmental agencies (~~or by nonprofit~~
8 ~~institutions of higher education accredited by a recognized~~
9 ~~accrediting agency and requiring regular attendance by~~
10 ~~students in classes conducted at the institution~~); nor shall
11 appraisal be secured or appraisal fees be required in connec-
12 tion with such vacations. Such (~~city departments, municipal~~
13 ~~corporations,~~) state departments and federal agencies (~~and~~
14 ~~nonprofit institutions~~) shall, prior to the introduction
15 of an ordinance vacating any such street or alley or part
16 thereof (~~pursuant to the request of such department municipal~~
17 ~~corporation, state or federal agency, or nonprofit institution,~~)
18 pay to the city an amount equal to the costs incurred by the
19 City in processing the requested vacation, such costs to be
20 accumulated against the work order or job number established
21 for each vacation and certified by the Director of Engineering
22 or his authorized agent as being the full amount of the costs
23 incurred.

24 Section 2. A city department, other municipal corporation,
25 nondepartmental state or other public agency, or nonprofit
26 institution of higher education filing a vacation petition
27 prior to the effective date of this ordinance shall not be
28 required to pay compensation for such vacation.

(To be used for all Ordinances except Emergency.)

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 28th day of March, 1963,
and signed by me in open session in authentication of its passage this 28th day of March, 1963.

J. D. Williams
President of the City Council.

Approved by me this 6th day of April, 1963.

Charles Porter
Mayor.

Filed by me this 6th day of April, 1963.

Jim Hill
Attest: City Comptroller and City Clerk.

(SEAL)

Published.....

By *Theresa Dunbar*
Deputy Clerk.

NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE IT IS DUE TO THE QUALITY OF THE DOCUMENT.

ORDINANCE 1118

AN ORDINANCE relating to street vacat., amending subsection B of Section 15.62.090 of the Seattle Municipal Code (Section 1 (part) of Ordinance 109740, as amended) to delete the exemption from payment of compensation or conveyance of in-lieu parcels when streets are vacated upon petition of City departments, certain other public agencies and non-profit colleges and universities.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Subsection B of Section 15.62.090 of the Seattle Municipal Code (Section 1 (part) of Ordinance 109740, as amended) is amended to read as follows:

15.62.090 Compensation for vacation

* * *

B. In each instance such alternate right-of-way exchange or in-lieu parcel or parcels shall have a fair cash market value not less than the fair cash market value of the portion of the street or alley proposed to be vacated, and the city may, but shall not be obligated to, either accept such property in exchange for a cash payment for the vacated portion or to pay to the petitioner a sum representing one-half of the excess over the fair cash market value of the portion of the street or alley proposed to be vacated. Such exchange parcel or parcels must be acceptable to the City Council. If such alternate right-of-way exchange or in-lieu parcel or parcels have a fair cash market value less than the fair cash market value of the portion of street or alley proposed to be vacated, such owners shall also pay to the city a sum representing one-half of the difference between the fair cash market value of the alternate parcel or parcels and the fair cash market value of the portion of street or alley to be vacated. Such compensation or grant or dedication or deeding of exchange or in-lieu parcels shall not be required in connection with the vacation of any street, alley or public place, or any part thereof, which has been requested only by departments of the State of Washington or federal governmental agencies ((or by nonprofit institutions of higher education accredited by a recognized accrediting agency and requiring regular attendance by students in classes conducted at the institution.)) nor shall appraisal be secured or appraisal fees be required in connection with such vacations. Such ((city departments, municipal corporations,)) state department and federal agencies ((and nonprofit institutions)) shall, prior to the introduction of an ordinance vacating any such street or alley or part thereof ((pursuant to the request of such department municipal corporation, state or federal agency, or nonprofit institution)) pay to the city an amount equal to the costs incurred by the City in processing the requested vacation. Such costs to be accumulated against the work order or job number established for each vacation and certified by the Director of Engineering or his authorized agent as being the full amount of the costs incurred.

Section 2. A city department, other municipal corporation, nondepartmental state or other public agency, or nonprofit institution of higher education filing a vacation petition prior to the effective date of this ordinance shall not be required to pay compensation for such vacation.

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 28th day of March, 1983, and signed by me in open session in authentication of its passage this 28th day of March, 1983. [Signature] Mayor of the City Council. Approved by me this 6th day of April, 1983. [Signature] Attest: [Signature] City Comptroller and City Clerk. Filed by me this 6th day of April, 1983. [Signature] Deputy Clerk.

(SE11)

Publication ordered by TIM HULL, Comptroller and City Clerk. Date of official publication in Daily Journal of Commerce, Seattle, April 7, 1983. (C-363)

NOTICE: IF THE DOCUMENT IN THIS FOLDER IS LESS CLEAR THAN THIS NOTICE, IT IS DUE TO THE QUALITY OF THE DOCUMENT.

C-363

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. 111076

was published on April 7, 1983

[Signature]
Subscribed and sworn to before me on
April 7, 1983

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

NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE IT IS DUE TO THE QUALITY OF THE DOCUMENT.

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:

James B. Rose

FOR CITY COUNCIL PRESIDENT USE ONLY

COMMITTEE(S) REFERRED TO:

PRESIDENT'S SIGNATURE