ORDINANCE No. 112271

COUNCIL BILL No. 104867

AN ORDINANCE relating to historic preservation, imposing controls upon McGraw Square (McGraw Place), a Landmark designated by the Landmarks Preservation Board under Chapter 25.12 of the Seattle Municipal Code (Ordinance 106348).

COMPTROLLER FILE No. _____

Introduced: APR 15 1985	By: Jim Street
Referred: APR 15 1985	To: Land Use
Referred:	To:
Referred:	To:
Reported: MAY 6 1985	Second Reading: MAY 6 1985
Third Reading: MAY 6 1985	Signed: MAY 6 1985
Presented to Mayor: MAY 7 1985	Approved: MAY 16 1985
Returned to City Clerk: MAY 16 1985	Published:
Vetoed by Mayor:	Veto Published:
Passed over Veto:	Veto Sustained:

RECD CMB MAY 7 1985

Law Department

The City of Seattle

REPORT

Honorable President:

Your Committee on _____

to which was referred the within Council Bill No
report that we have considered the same and re

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Law Department

The City of Seattle--Legislative Department

Date Reported and Adopted

REPORT OF COMMITTEE

Honorable President:

Your Committee on _____

to which was referred the within Council Bill No. _____
report that we have considered the same and respectfully recommend that the same:

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Committee Chair

REC'D OMB MAY 7 1985

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ORDINANCE 112271

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WHEREAS, the Landmarks Ordinance, Chapter 25.12 of the Seattle Municipal Code, establishes a procedure for the designation and preservation of structures and areas having historical, cultural, architectural, engineering or geographic importance; and

WHEREAS, The Landmarks Preservation Board after a public hearing on September 7, 1983 voted to approve the nomination of McGraw Square (McGraw Place) at the intersection of Fifth Avenue, Westlake Avenue and Stewart Streets in Seattle as a Landmark under Code Chapter 25.12; and

WHEREAS, after a public hearing on October 5, 1983 the Board voted to approve the designation of McGraw Square (McGraw Place) as a Landmark under SMC Chapter 25.12; and

WHEREAS, on December 21, 1983 the Board and the owners of the designated property agreed to controls and incentives; and

WHEREAS, the Board recommends to the City Council approval of controls and incentives; Now, Therefore,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. That the designation by the Landmarks Preservation Board of McGraw Square (McGraw Place) more particularly described as:

the intersection of Fifth Avenue, Westlake Avenue and Stewart Streets

as a Landmark based upon satisfaction of the following criteria of Code Section 25.12.350:

2) It is associated in a significant way with the life of a person important in the history of the city, state, or nation; and

6) Because of its prominence of spatial location, contrasts of siting, age, or scale, it is an easily identifiable visual feature of its neighborhood or the city and contributes to the distinctive quality or identity of such neighborhood or the city.

is hereby acknowledged.

Section 2. The following controls upon alteration of the Landmark are hereby imposed:

A Certificate of Approval must be obtained or the time for denying a Certificate of Approval must have expired before the owner may make alterations to the entire park site, landscape elements and memorial elements.

Any in-kind maintenance and repair of the above features and characteristics shall be excluded from the Certificate of Approval requirement.

Section 3. The following incentives are hereby noted as potentially available to the owner although the listing shall not be construed as inclusive:

1) Section 24.74.020, of the Seattle Municipal Code, entitled Special Exceptions; and SMC Sections 23.44.26; or 23.45.124 Administrative Conditional Uses, certain incentives are available, on an application basis, to authorize, under certain circumstances, uses in a designated Landmark that are not otherwise permitted in the zone in which the Landmark is located.

2) Building and Energy Code exceptions on an application basis.

Section 4. Enforcement of this Ordinance and penalties for its violation shall be as provided in Section 25.12.910 of the Seattle Municipal Code.

Section 5. The City Clerk is hereby directed to record this Ordinance with the King County Director of Records and Elections, deliver two copies to the City Historic Preservation Officer, 400 Yesler Building, and deliver one copy to the Director of the Department of Construction and Land Use.

Section 6. This ordinance shall take effect and be in force thirty days from and after its passage and approval 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 6th day of May, 1985, and signed by me in open session in authentication of its passage this 6th day of May, 1985.

President of the City Council
Pro Tem

Approved by me this 16th day of May, 1985

Mayor

Filed by me this 16th day of May, 1985

ATTEST:

City Comptroller and City Clerk

By: Theresa Dunbar
Deputy

(SEAL)

Published _____

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RECEIVED THIS DATE
Aug 6 9 53 AM '85
BY THE DIVISION OF
RECORDS & ELECTIONS
KING COUNTY

ORDINANCE 112271 85/08/06 #0570 D
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PASSED by the City Council the 6th day of May, 1985, and signed by me in open session in authentication of its passage this 6th day of May, 1985.

President of the City Council
Pro Tem

Approved by me this 16th day of May, 1985.

Mayor

Filed by me this 16th day of May, 1985

ATTEST:

City Comptroller and City Clerk

By: Theresa Dunbar
Deputy

(SEAL)

Published _____

A&CS
30.18

8508060570

Return To:
TIM HILL, CITY COMPTROLLER
101 SEATTLE MUNICIPAL BUILDING
SEATTLE, WA 98104

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

I, TIM HILL, 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 MAY 21 1985

CORPORATE SEAL OF THE CITY OF SEATTLE

TIM HILL
Comptroller and City Clerk

By: Theresa Dunbar
Deputy Clerk

City of Seattle

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President of the City Council Pro Tem

Approved by me this 16th day of May, 1985

Mayor

Filed by me this 16th day of May, 1985

ATTEST:

City Comptroller and City Clerk

(SEAL)

By: Deputy

Publication ordered by TIM HILL, Comptroller and City Clerk.
Date of official publication in Daily Journal of Commerce, Seattle, May 23, 1985. (C-651)

C-651

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 refered 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. 112271

was published on May 23, 1985

D. Blair

Subscribed and sworn to before me on

May 23, 1985

Barbara A. Jones

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